

DRY LAW HELD VALID BY SUPREME COURT

Measure Sustained by Unanimous Decision.

STATE ACTS INVALIDATED

Liquor Traffic Now Is "Dead as Slavery," Declares Attorney for Anti-Saloon League.

WASHINGTON, June 7.—(By the Associated Press.)—The prohibition amendment and the enforcement act were held constitutional by the supreme court today in a unanimous decision.

While attorneys for the interests attacking the two measures were granted permission to file motions for rehearings, the decision was regarded generally as striking a death blow to the hopes of the west.

The court's opinion, rendered by Justice Vandenberg, was sweeping. It held that the amendment not only came within the amending powers conferred by the federal constitution, but was lawfully proposed and now was law. While recognizing that congress has limitations as to the enforcement of laws regarding beverages, the court held that those limits were not transcended in the enactment of the amendment.

State Acts Invalidated.

While New York, New Jersey and Wisconsin acts permitting manufacture and sale of beverages of more than 1/2 per cent of alcoholic content were not directly involved, the decision was interpreted as invalidating them. The court said the first section of the amendment of its own force "invalidates any legislative act—whether by congress, by a state legislature or by a territorial assembly—which authorizes or sanctions what the section prohibits."

Concurrent Power Granted by Amendment to Federal and State Governments to Enforce Prohibition, the Court Further Held, "Does Not Nullify Congress or the Several States to Defeat or Thwart Prohibition, but Only to Enforce It by Appropriate Means."

The decision was set forth in 11 conclusions covering seven proceedings. These proceedings included original suits brought by Rhode Island, directly attacking the constitutionality of the amendment.

Issue Is Made Clear.

Conclusions of the court follow: 1. The adoption by both houses of congress, each by a two-thirds vote, of a joint resolution proposing an amendment to the constitution sufficiently shows that the proposal was deemed necessary by all who voted for it. An express declaration that they regarded it as necessary is not essential. None of the resolutions whereby prior amendments were proposed contain such a declaration.

2. The two-thirds vote in each house which is required in proposing an amendment is a vote of two-thirds of the members present—assuming the presence of a quorum—and not a vote of two-thirds of the membership present and absent. Missouri Pacific Railway company vs. Kansas, 248, U. S. 278.

Amendment Declared Law.

4. The prohibition of the manufacture, sale, transportation, importation and exportation of intoxicating liquors for beverage purposes as embodied in the eighteenth amendment, is within the power to amend reserved by article V of the constitution.

5. That amendment by lawful proposal and ratification has become a part of the constitution and must be respected and given effect the same as other provisions of that instrument.

State Power Declined.

7. The second section of the amendment—the one declaring "the congress and the several states shall have concurrent power to enforce this article by appropriate legislation"—does not enable congress or the several states to defeat or thwart the prohibition, but only to enforce it by appropriate means.

8. The words "concurrent power," in this section, do not mean joint power, or regulation that regulation thereunder by congress, to be effective, shall be approved or sanctioned by the several states or any of them; nor do they mean that the power to enforce is divided between congress and the several states along the lines which separate or distinguish foreign and interstate commerce from intrastate affairs.

Limits Not Transcended.

10. That power may be exerted against the disposal for beverage purposes of liquor manufactured before the amendment became effective, just as it may be against subsequent manufacture for those purposes. In either case it is a constitutional mandate or prohibition that is being enforced.

Some Bewilderment Noted.

Justice McReynolds in a statement declared he was of the opinion that it was impossible to say now what construction should be given to the amendment. He added that because "of the bewilderment which the amendment creates" he preferred to remain free to consider the questions designated by Justice McKenna and Chief Justice White in the dissenting opinion.

Attorney Still Perplexed.

Justice McKenna and Chief Justice White dissent from the majority interpretation of the concurrent power of federal and state governments to enforce prohibition. Chief Justice White held that the court should set forth the reasoning for its decision. He did this in a supplemental opinion.

Uncertainty Remains.

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Woman to Tour Far East.

Miss Marguerite Soloman, for several months connected with the Portland Chamber of Commerce as secretary of the committee on tourist hotels, scenic highway development and tourist travel work, has resigned and will leave today for San Francisco. Miss Soloman may locate in San Francisco for a time, but is making preparations to sail for China in the fall and will be in Pekin for several months, after which she will tour scenic spots. Mr. and Mrs. Arthur

MILLIONS AVAILABLE FOR RAILROADS' USE

Appropriation of \$125,000,000 Is Announced.

ROLLING STOCK REQUIRED

Interstate Commerce Commission Takes Action to Relieve Situation of Carriers.

WASHINGTON, June 7.—Immediate appropriation of \$125,000,000 of government funds for the use of the railroads to purchase new rolling stock was announced today by the interstate commerce commission. The money will be advanced out of the \$300,000,000 revolving fund provided in the transportation act.

Appropriations for additions and betterments to promote the movement of cars were fixed at \$73,000,000, appropriations to meet maturing obligations were fixed at \$50,000,000, and appropriations for loans to short-line carriers at \$12,000,000.

Of the total to be advanced for rolling stock \$75,000,000 will be set aside for the purchase of freight cars, with preference given to 20,000 refrigerator cars to move fruit crops, and \$50,000,000 will be set aside for the acquisition of locomotives, with preference given to freight and switching locomotives.

In the case of the advance for locomotives applicants will be required to contribute at least 50 per cent of the cost, but before passenger locomotives are purchased attention will be given to the need for freight and switching engines by roads which are unable to make 50 per cent advance.

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CIGAR DEALERS IN TOILS

Two Arrested on Charges of Permitted Gambling in Stores.

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Baby Slayer Gets 25 Years.

SALEM, Or., June 7.—(Special.)—Harvey J. Short, formerly of Portland, who was confined in the state hospital here in 1909 and 1910, has been sentenced to a term of 25 years in the Kansas penitentiary for the part he played in the murder of an infant child of Miss Zelpha Loomis of Wichita, according to a telegram received here today. While in the hospital here Short attempted to commit suicide on two occasions. Miss Loomis drew a life sentence.

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Rail Official on Visit.

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Secret Societies Condemned.

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Farm Near Mount Angel Sold.

MOUNT ANGEL, Or., June 7.—(Special.)—Edward Koesler of Lismore, Minn., has purchased the Fred Uphoff farm of almost 200 acres, 100 miles southeast of here. Mr. Uphoff plans to locate at Silverton temporarily.

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Elimination of Profit Brings Added Volume

FOR three weeks the interest of men and mothers in this event has been enthusiastically maintained. Again and again it has justified its title:

A Real Clothing Sale!

I have added to the sale other lines of merchandise so that now it has grown into an immense disposal of wares for men and boys—four great sales in one!

These offerings will be continued throughout the week. I want every one of my customers to benefit to the fullest extent by reason of the profit elimination. Each reduction affords a genuine opportunity to the buyers to save a considerable sum:

- All Men's, Young Men's, Boys' and Juveniles' Suits ONE-FIFTH OFF!
 - All Children's Wash Suits ONE-FIFTH OFF!
 - Men's Colossal Shirt Sale! \$3.50 to \$4 Shirts, \$2.45 \$5 and \$6 Shirts, \$3.85 \$7.50 and \$8.50 Shirts, \$4.85
 - Men's Athletic Union Suits Regularly \$2.50, \$3 and \$4 \$1.95—Three for \$5.75
- Four Sales in One—on the First and Second Floors Profit Elimination to Help Cut Down Living Costs

BEN SELLING Leading Clothier Morrison at Fourth

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Gorgeously Gowned—One Hundred Beautiful Women—Twenty Stars in the Cast

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and be convinced of the irresistible curative powers of our wonderful

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Avail yourself of our SPECIAL TEN-DAY FREE TRIAL OFFER

Special private demonstration

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A high dive into a whirlpool of adventures unlike anything you have ever seen—Beautiful women, beautiful gowns, and deeds of daring amid sumptuous scenes.

Beginning Tomorrow—And don't forget the Ladies' Concert Matinee at 3 P. M. Peoples Symphonique Orchestra Philip Peiz, Conducting.

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MAJESTIC Direction JENSEN-VON HERBERG

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No picture in which this noted beauty has ever appeared compares to this, her latest and greatest production. Maria Gillis Ryan's magnificent story of golden California. Two million copies of the book printed in eight different languages and read by more than ten millions of people. Now see it in pictures.

Engagement Ends Friday Midnight

From the novel by MARIA ELLIS RYAN

LIBERTY CORNER

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ANITA STEWART 'The FIGHTING SHEPHERDES'

First motion picture of Portland's recent Humane Society Kiddies' Parade

JOE ROBERTS, the Banjo King STARTING WEDNESDAY "DANGEROUS TO MEN" with Dainty Viola Dana

DIRECTION OF JENSEN AND VON HERBERG

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GRAND PIANOS

Every woman of taste and culture—whose home is adapted for it—desires a grand piano. No other article of furniture adds the same touch and atmosphere to the living room as does a grand piano. We have a fine stock of grand pianos and you are invited to inspect them. Courteous salespeople will wait upon you.

G. F. JOHNSON PIANO CO. 140 Sixth Street, Portland.

The Weak Fall by the Wayside

IT IS a struggle to save. Whoever said it was easy didn't reckon the temptations which beset one.

And as the few only have the strength to keep plodding along the road to ambition, so it is the minority who ever reach the land of accumulation.

To save without a purpose is hard, and to save without the encouraging influence of an Interest Bearing Savings Account is harder still.

We invite new Savings Accounts at the United States National Bank, but are even more interested in seeing the old ones grow up.

"One of the Northwest's Great Banks"

The United States National Bank Sixth and Stark