

APPEAL TO COURT

Against Calling Militia Into Service.

MADE BY COLORADO STRIKERS

Claim Militia Officers Have Usurped Authority and Sheriff Uses Troops to Intimidate Them in Interest of Employer.

COLORADO SPRINGS, Colo., March 14.—Legal action in behalf of the striking strikers in Colorado City was instituted in the United States Court of the District of Colorado today by Attorney John R. Smith today. It is a general suit to restrict and define the authority of the military forces and to restrain them from infringing upon the personal and property rights of private citizens. The plaintiffs are W. E. Ennis, H. J. Perrill, F. Norling, the complainant is directed to W. R. Gilbert, Sheriff of El Paso County; General John Chase, Colonel James H. Brown and Sherman Bell, Governor Peabody's appointees as Adjutant-General, whose term of office does not begin until next month, but who, it is alleged in the complaint, "de facto" assume to act as an officer of the militia at Colorado City.

The petition states that the militia force under the direction of the defendants has claimed, exercised and asserted right and authority over the persons and property of the plaintiffs and all other citizens of the county, and that the defendants have used force to enforce the laws and which constitute usurpations of power and authority. The petition sets up that the militia and the defendants in command thereof are subordinate to and under the control of the Governor of the state, and under the inherent jurisdiction of this court sitting as a court of equity.

The petition alleges that there was no occasion or need for bringing troops into this county, and that the motive of Sheriff Gilbert in so doing was not in good faith to keep the peace, but that his motive was a display of force to intimidate and intimidate citizens, and that his request to the Governor was made at the behest of the United States Reduction & Refining Company and other employers of labor, for the sole purpose of breaking the strike.

The plaintiffs pray the court to take jurisdiction and cognizance of the acts of the defendants and their subordinates and to grant them such relief as they may ask that the court will require the sheriff to report to the court all of his doings and that a decree be entered to prevent the misappropriation of public funds and the further invasion of the rights of citizens of the county and that the court will exercise its supervisory power over the officers of the militia. This special application is requested to be given a hearing on March 22.

Officers Claim Exception.
COLORADO SPRINGS, Colo., March 14.—Interest here centers at Denver and everything is quiet here. Upon the filing of the suit by the Western Employers' Association, John R. Smith, asking the court for a supervisory order, Coroner Law served summonses upon Sheriff Gilbert, one of the defendants, but so far has not served General Chase, Colonel James H. Brown or Sherman Bell, as the officers claim that, while on duty or under arms in the service of the state, they cannot be served with legal papers.

Conference Strives for Peace.
DENVER, March 14.—The conference between the striking smelters of Colorado City and their employers, which was called by Governor Peabody to meet in his office this afternoon, opened at 2 o'clock and at midnight had been in constant session, except for a recess for supper between 7 and 8. Nothing had been allowed to get out as to the proceedings, but there was a general belief that some kind of an agreement would be reached.

BOYCOTT IS ENJOINED.
Sweeping Order Obtained Against Waterbury Street-Car Strikers.
WATERBURY, Conn., March 14.—An important matter in relation to the trolley-men's strike, which has been in progress since January 11, was taken today when papers were issued and a temporary injunction granted by Judge Elmer, of the Superior Court, an application of the Connecticut Railway & Lighting Company, restraining the trolley-men's union and most, if not all, of the unions in this city, from acts calculated to interfere with the company's business or its railroads. The injunction, which is most sweeping in its nature, enjoins the strikers and their sympathizers from boycotting the plaintiff or its employees or any other corporation or persons from in any way impeding the business of the railroad company and from acts of intimidation and violence under a penalty of \$500.

In the complaint of the company, attached to the writ, an attachment to the amount of \$2000 is placed upon the property of the defendants. The first of the defendant employees begins with the name of W. J. Barrett, president of the local union of the Amalgamated Union of Street Railway Employees of America. Then follow the names of all the strikers and the names of the president and secretary of the following unions:

Pollsters and buffers, sheet metalworkers, press and typographical unions, team-drivers, masons and plasterers, iron-molders, clock-makers, electrical workers, barbers, cigarmakers, painters and decorators and carpenters and joiners. The complaint includes among the defendants all other associations, persons and unions known to the plaintiff and engaged in the acts complained of, citing them to appear before the Superior Court on the first Tuesday of April to answer to the action. The complaint declares that men in the plaintiff's employ were abused and assaulted with clubs and revolvers, and that some persons in sympathy or connected with the defendants have murdered or caused to be murdered a policeman engaged in the performance of his duties, and that the business of the company will be ruined if the alleged conspiracy is continued. The complaint asks damages in the sum of \$20,000.

The injunction is made returnable the first Tuesday in April.

says that when the union committee called today he agreed to restate the suspended employees, provided they would sign students' cards. Objection was then raised that the cards could be used for fraudulent purposes, and that men other than the suspended students might be employed by the company. Mr. Chapman thereupon agreed to issue duplicate cards, one to go to the union, each document to be attached a photograph of the student. Lastly, Mr. Chapman agreed, if no settlement could be reached, to refer the controversy to W. D. Mahon, president of the International Carmen's Union, and to Patrick Calhoun, of New York, representing the company.

The Carmen's Union, in its statement, declares that the United Railway Company, through Mr. Chapman, has repeatedly broken its agreement with the union, and has endeavored to make conditions disagreeable for the men. It is claimed that the company has tried to get the men disgusted with the union by laying all its troubles to the organization. The men assert that the manager has been trying to cloud the main question. The statement concludes by saying that the union proposed to ask 25 per cent and for other conditions which would make the lot of the men more comfortable.

SAN FRANCISCO, March 15.—At 1:30 this morning the statement was given out to the press that the matter would be referred to Mahon and Calhoun. The union would, it was stated, insist that the suspended men should be reinstated with full pay, and without being compelled to sign



RIGHT HON. JOSEPH CHAMBERLAIN, BRITISH COLONIAL SECRETARY.

students' cards. It was also stated that the union would, in the event of an agreement between Mahon and Calhoun, reserve the right to ratify or reject. The meeting adjourned at 2 A. M.

ACCEPTANCE IS TOO LATE.
Canadian Pacific Says There is Nothing Now to Arbitrate.
VANCOUVER, B. C., March 14.—The members of the United Brotherhood of Railway Employees today announced the acceptance of the offer of the Canadian Pacific Railroad to arbitrate, but the offer was made 10 days ago, and was at that time declined. Now the company declares that, as the offer was rejected, it has since been withdrawn. The company's offer was that a committee from the other brotherhoods of the Canadian Brotherhood of Railway Employees.

More of the striking clerks returned to work today, and the company announced that, as permanent positions had been given to those who had replaced the strikers, and telegrams before arguments would be heard on the motion to dissolve the injunction issued by him recently. The attorneys representing the brotherhoods and employees agreed to bring into court such of the missing correspondence as they have.

WABASH HAS A SETBACK.
Judge Adams Refuses to Order Brotherhood to Produce Letters.
ST. LOUIS, March 14.—Judge Adams of the United States Court today overruled the motion filed by the Wabash Railroad attorneys to require the brotherhoods and employees to file additional copies of their meetings and additional letters and telegrams before arguments would be heard on the motion to dissolve the injunction issued by him recently. The attorneys representing the brotherhoods and employees agreed to bring into court such of the missing correspondence as they have.

Rio Grande Wage Conference.
DENVER, March 14.—Delegates from the Order of Railway Conductors and officials of the Denver & Rio Grande arranged for a conference, during which a number of grievances are to be submitted. Among the grievances are a 25 per cent increase in pay and a 20 per cent increase in the number of men discharged during the last two years. At a meeting between Manager Edson and the engineers and firemen it was agreed that the schedule of increased salaries adopted recently by the Santa Fe road and which the Rio Grande was willing to accept as a basis for settlement is to be maintained as the road now pays. Now the arguments are on another basis, and may be concluded in the next two or three days.

Explains the New Confession.
CHICAGO, March 14.—At the eighth annual dinner of the Presbyterian Social Union at the Auditorium Hotel last night, Dr. Henry Van Dyke, of Princeton University, moderator of the General Assembly, talked of recent action regarding the Westminster Confession. He said: "In some quarters there exists a good deal of misunderstanding about the Westminster Confession of Faith. We understand it more of the gospel. Another thing we have made is a brief statement of the reformed faith approved by the General Assembly. It is in effect a new creed. I should like to call it the 'Washington creed,' since it was compiled in Washington, and I think just as highly of Washington as I do of Westminster."

Will Settle Carmen's Grievances.
NEW YORK, March 14.—William D. Mahon, of the International Association of Street Railway Employees, who is here upon the attendance of the meetings of the New York Elevated Railway employees, said tonight concerning the San Francisco men's grievance that a settlement is expected Monday and that the union will be recognized.

RUSSIA AWAITS ACTION

TOO OFTEN FOOLED BY PROMISES OF REFORMS.

Alfred Czar's Good Intentions May Be Thwarted by His Ministers—Best Points of Decree.

ST. PETERSBURG, Friday, March 13 (via the frontier).—The public has suspended its judgment on the decree of the Czar providing for religious freedom and for other reforms until the practical measures realizing the proposed reforms are announced. Experience shows that such work proceeds slowly here. Russian history is strewn with disillusionments. The Liberals say they are prepared for a repetition. Even in less radical circles the fear is expressed that the reactionaries may succeed in hampering the Czar's desire for reforms.

The progressives are particularly outspoken in their distrust of M. von Plehve's presence in the reform programs. They complain also of the apparent intention to permit the domination of the priesthood in local secular affairs. The decentralization feature of the decree is welcomed. The necessity heretofore of applying to the St. Petersburg chancel-



King Edward and his family.

lors in connection with the most trivial matters was largely responsible for the paralysis of the public and private initiatives. Yri Millin, a relative of the famous adviser of Alexander II during the emancipation, hails the Czar's pronouncement for toleration with enthusiasm.

Assistant Minister von Wahl has gone to Tomsk, where there were revolutionary disturbances a fortnight ago, students and workmen displaying red flags. M. von Wahl is remembered in connection with the flogging of political prisoners last year, when he was Governor of Vilna.

ROYALTY AT WILD WEST SHOW.
King Edward and his Family Among Indians and Rough Riders.
LONDON, March 14.—The King and Queen, accompanied by Princess Victoria, Prince and Princess Charles of Denmark and three of the children of the Prince of Wales, attended the Wild West show at the Olympia today. The royal party, which occupied an especially constructed box, seemed thoroughly to enjoy the performance. Ambassador Choate and Mrs. Choate, Secretary Henry White and Mrs. White and other members of the United States Embassy occupied seats in the regular royal box. A teatime hung with old-gold velvet and decorated with flowers was at the back of the special royal box, and there the King and Queen and their party had tea at the close of the performance.

Their Majesties afterward visited the Indian camp, where Colonel Cody and Major Burke then escorted the royal party through the settlement, where the rough riders were drawn up in a double line. The King conversed animatedly with Colonel Cody, commenting on the various styles of horsemanship. At the center of the camp tiny Indians presented to the Queen big bouquets. She took the flowers, and, kneeling down, she kissed the hands. The Indian children afterward presented to the young Princes clay pigeons.

"Babel and Bible" Dinner Party.
BERLIN, March 14.—Chancellor von Bulow had all the controversial elements of the "Babel and Bible" discussion dinner together yesterday evening, his guests including Emperor William, Admiral Holman, Professor Delitzsch, Dr. Faber, Dr. Dryander and several Oriental scholars.

Students at Barcelona Punished.
BARCELONA, March 14.—Owing to persistent demonstrations by students against the government, today announced by Governor Taft had just accepted by cable the terms of the proposition made by the St. Louis World's Fair Commission as a basis for a Philippine exhibit at the fair. This insures a magnificent display of Philippine resources, as the projectors will have about \$200,000 available for that purpose.

DEFENDS TREATY.

LAWYER ONCE IN POSTOFFICE DEPARTMENT.

President Roosevelt Orders Investigation of His Connection With Tariff Investment Swindles.

WASHINGTON, March 14.—Serious charges have been filed with President Roosevelt against a practicing attorney-at-law, who formerly was an employee of the Postoffice Department, but they are of such a nature that at this time they cannot be disclosed. The charges were placed in the hands of the President by T. C. Campbell, an attorney of Cincinnati representing one or more of the tariff investment concerns about which recently there has been much scandal.

It is understood that the burden of the charges is that the former official received a large sum of money from the tariff investment companies for preparing an opinion declaring the legitimacy of such investment companies to be legitimate and for a promise of protection to be given to the companies by officials.

New Office for Dr. Luag.
WASHINGTON, March 14.—Dr. George A. Luag of the Navy, who has been detailed as the President's physician for over a year, and who has accompanied the President on most of his trips in that capacity, is to be ordered soon to Philadelphia as executive officer in the Naval Hospital at League Island.

Proposes to Limit Eloquence.
WASHINGTON, March 14.—Senator Hoar today offered further amendments to the Senate rules intended to limit debate and to provide for closure after there has been reasonable discussion.

Offered a Perilous Honor.
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New Consul at Montreal.
WASHINGTON, March 14.—The Senate in executive session today confirmed the nomination of Major A. E. Edwards as Consul-General at Montreal.

MAY STRIKE IN NEW YORK.
Directors Refuse to Receive Joint Committee of Employees.
NEW YORK, March 14.—President Hall of the New Haven Railroad, authorized the statement that the directors refuse to receive a joint committee of trainmen and conductors. A representative of President Hall, after the meeting, said: "The board of directors has always been willing to meet committees from the different branches of the road, but, as matters now stand, we refuse to meet a joint committee of trainmen and conductors."

More Miners Are Indicted.
CHARLESTON, W. Va., March 14.—Nine miners indicted for resisting Federal authorities at Kinross, Mo., on February 28 were arraigned today before Judge Kellar, of the Federal Court. The prisoners entered a plea of not guilty. Their trial was set for next Thursday. The Federal grand jury still in session on Tuesday reported today that 79 more indictments have been returned against the miners, making over 100 already indicted.

COMMISSION ON CANAL DEAL.
NEW YORK, March 14.—New York lawyers believe, says the Herald, that if the Panama Canal treaty is passed by the United States Senate, William Nelson Cromwell of this city, will receive the bulk of the money. It is said that the country, if not the world, has never seen a general credence in the Wall-street district that \$2,000,000 of the money to be paid by the Government for the partly finished canal, should be given to one man directly from Mr. Cromwell's pocket. Cromwell's arrangement with the Panama Canal Company is reported to be on the basis of 5 per cent of the amount realized by the sale.

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NOT RECOMMENDED FOR EVERYTHING

But If You Have Kidney, Liver or Bladder Trouble, You Will Find the Great Remedy Swamp-Root, Just What You Need.

It used to be considered that only urinary and bladder troubles were to be traced to the kidneys, but now modern science proves that nearly all diseases have their beginning in a disorder of these most important organs.



Doctors Prescribe Swamp-Root.
Gentlemen—"I have prescribed that wonderful remedy for kidney and bladder complaints, Dr. Kilmer's Swamp-Root, with most beneficial effect and know of many cures by its use. I have had kidney trouble, as diagnosed by the bladder, and treated without benefit. Dr. Kilmer's Swamp-Root effected a cure. No matter how deep the disease, I shall continue to prescribe it, and from my own experience I am sure that Swamp-Root has great curative properties."

Weak and unhealthy kidneys are responsible for most sickness and suffering than any other disease, and if permitted to continue, much suffering, with fatal results, is sure to follow. Kidney trouble irritates the nerves, makes you dizzy, restless, sleepless and irritable; makes you pass water often during the day and obliges you to get up many times during the night. Unhealthy kidneys cause rheumatism, gravel, catarrh of the bladder, pain or dull ache in the back, joints and muscles; makes your head ache and back ache, causes indigestion, stomach and liver trouble; you get a swollen, yellow complexion, many you feel as though you had heart trouble; you may have plenty of ambition, but no strength; get weak and waste away.

Sample Bottle of Swamp-Root Sent Free by Mail.
EDITORIAL NOTE.—If you have the slightest symptoms of kidney or bladder trouble, there is a trace of it in your family history, send at once to Dr. Kilmer & Co., Binghamton, N. Y., who will gladly send you by mail, immediately, without cost to you, a sample bottle of Swamp-Root, and a booklet containing many of the thousands upon thousands of testimonials received from men and women cured. In writing, be sure to say that you read this generous offer in The Portland Sunday Oregonian.

McKITTRICK

"The Shoe Man"

Of Oregon City, Will Dispose of His Entire Stock of BOOTS AND SHOES

Sale will begin Thursday, March 19, at 9 A. M., and continue until all is sold. We invite our friends—and that means everybody—in Oregon City, throughout Clatsop County and in Portland to attend this sale. All our goods are new and up-to-date. We will not quote prices here—but if you need anything in the shoe line within the next six months, it will pay you to buy now. We take this opportunity of thanking our many friends for their liberal patronage during the last 14 years. We are very sorry to break the many ties of friendship that has existed between us for so long a time, but deem it wise to extend our business to broader fields. Any one finding themselves indebted to us will please call and settle their account. Any one holding coupons had better use them at once.

Every boot and shoe in the house will be marked in blue pencil figures, so you can see at a glance what the goods will cost you. A sample pair of each kind will be on an open table so you can pick out the shoe you want instantly. We will have a number of clerks on hand so that you can all be waited on promptly. The earlier you come, of course, the more choice you have.

PLEASE REMEMBER THE DATE THURSDAY, MARCH 19

Yours to command,
McKITTRICK, "THE SHOE MAN."

Next door to Bank of Oregon City.

N. B.—This ad. will not appear again, but sale will continue until all is disposed of.

Shipbuilders' Strike Ended.
NEW YORK, March 14.—After a four hours conference in the rooms of the National Civic Federation this afternoon between representatives of the Federation and striking employees of the shipbuilding corporations, the strike was declared settled. All the strikers will return to work on March 15. The strike was said to have been the result of a misunderstanding. A later conference will be held to find the cause of the trouble and to settle it.

Shamrocks for Roosevelt.
WASHINGTON, March 14.—President Roosevelt received today from John Redmond, the Irish member of Parliament for Dublin, a box of shamrocks. It came by mail and is a reminder of the recent approach of St. Patrick's day. It has been Mr. Redmond's custom for many years to send a package of shamrocks at this season of the year.

Banquet to M. Jusseland.
CHICAGO, March 14.—M. Jusseland, the French Ambassador, was the guest of honor at the banquet of the University of Chicago, which was held at the Auditorium tonight. The occasion was made a reunion of the alumni of the institution and more than 600 guests were present.

Twenty-fourth Death at Cornell.
ITHACA, N. Y., March 14.—Schuyler A. Moore, a junior in the mechanical engineering course of Cornell University, is dead at his home in Trumansburg, near Ithaca, of typhoid fever. His death is the 24th among the students from typhoid fever.

Callum and Mason Compared.
Peoria Journal.
Callum is regarded as something of a statesman. A man acquires that reputation somewhat by long service. But when it comes to personal friends, the retiring

Ayer's

If it's gone so far that you are pale, weak, nervous, then talk with your doctor about taking Ayer's Sarsaparilla also. He knows.

J. C. Ayer & Co., Lowell, Mass.

"77" FOR GRIP

"77" PREVENTS PNEUMONIA.