## PEACE RESTORED TO SUNNY FRANCE

Chamber of Deputies Passes Wine-Frauds Bill, Relieving Tension.

#### GREAT MASSING OF TROOPS

In Montpellier and Narbonne Business Has Been Resumed and Committees Placard Walls, Pleading for Lawlessness to Cease.

PARIS, June 22.—A profound sense of relief pervades the French capital to-night at the check to the outbreak in the South, which is described by ex-Premier Ribot as the worst internal crisis in France in the past 37 years. The government now apparently is satisfied that it has the situation weil in hand and that the overwhelming forces of troops garrisoning the whole area effectually will prevent a recrudescence of the armed

will prevent a recrudescence of the armed revolt against the central power. Such a mobilisation of military force has not been witnessed in the republic. All the towns and many villages in the two disturbed departments are armed camps.

Touight dispatches represent that a general surface calm prevails, although there are one or two storm centers in isolated districts. There are some evidences, too, of anxiety over possible developments tomorrow, Sunday, being France's favorite day for a demonstration,

#### Deputies Pass Wine Bill.

The Chamber of Deputies passed as a whole and practically unanimously all the clauses of the wine-frauds bill previously adopted separately, thus enabling the government to put the measure into immediate effect and remove the principal grievances of the winegrowers, and finally, the bishops in the disturbed district have exhorted the people to prevent any further violence. The result is that Premier Clemenceau is able to give his colleagues a generally hopeful report of the situation.

A new feature of the situation was the statement made by the Minister of Justice today that among the persons arrested in connection with the rioting in the disturbed departments were members of local Royalist Clubs, which bore out the Cabinet's claim that considerable of politics is mixed up in the

In the evening there were a few in-stances of disorder, especially in the heighborhood of Paulhan, where a band of several thousand peasants commit-ted minor depredations. Otherwise the day passed without any serious incl-

#### Appeal for Peace.

The local committee of defense of e winegrowers of Montpeller has placarded the walls of that city with appeals to the citizens not to resort to lawlessness. The wounded in the two conflicts at Montpeller hardly exceeded 50, of whom the majority are soldiers suffering from revolver shots.

Trainleads of soldiers continue to are Trainloads of soldiers continue to ar-rive at Montpeller. The shops and cafes are all open, commercial life has been resumed and officers and soldiers are freely circulating in the streets with neither molested.

Prefect of Montpeller M. Lullier, who was captured by peasants yesterday and held a hostage has been released, Beyond some bruises he did not sustain any in-

#### Shops Resume Business.

At Narbonne the shops are opened and business is being resumed.
Senators and deputies representing the South called at the Elysee Palace tonight and asked President Fallieres to intervene personally to secure the release of members of the Argelliers committee suring pacification. The president recomply with the request.

#### Mutineers Return to Barracks.

AGDE, France, June 22.-Six hundred the Seventeenth Infantry mutinied yesterday and marched to Beziers under arms, returned to their barracks here this morning.

#### SENDS VETOES FROM CELL

Mayor Schmitz Continues to Exercise Executive Authority.

SAN FRANCISCO, June 22.—From his executive cell in the county jail, Mayor Schmitz returned to the Board of Supervisors last evening the municipal budget and a message vetoing the appropriation of \$720,000 for the reconstruction of the Genry-street road. Schmitz, besides opposing the appropriation for the recon uction of the Geory-street railroad, so opposed the levy of a special tax of mills to raise revenue for the city

Acting Mayor Gallagher said last night nat Schmitz' right to pass upon the udget was not questioned by the board. The first clash between Chief of Police Dinan and Acting Mayor Gallagher came yesterday, when Dinan flat-footedly re-fused to recognize Gallagher's signature as that of the Mayor of San Francisco. The signature was on a fight permit issued to the Central Athletic Club for a series of six four-round boxing bouts to be held in Droamland rink last evening, and before Dinan would allow the doors to open to the crowd the promoters of the show had to bring to him a permit signed by Eugene E. Schmitz.

The application of Eugene E. Schmitz for a writ of habeas corpus and ball, pending the determination of the writ. was taken under advisement yesterday the Judges of the Appellate Cou-Not until Monday will the Judges decide whether or not it will give hearing to the

#### HOPES REMARRY GORDON Divorced Wife Now Arranging

Transfer of Property.

OREGON CITY, Or., June 22.—(Special.)—Bertha Etta Lurch, who last week was divorced from Edward Sam Gordon, a wealthy Coos Bay lumberman, came here from Portland today to see Gordon's attorneys, who are arranging the transfer of \$6000 worth of his property to Mrs. Gordon, more generally known as Miss Lurch.

The woman said that she had seen The woman said that she had seen Gordon several times since her suit for divorce was granted last Saturday. She claims to be on friendly terms with the man who was infatuated with her for the last ten years, and who says Miss Lurch has cost him \$20,000 in three years. She says that she is going to Coos Bay next week with Gordon to self her property and expects to marry him said that Small was given assure

her future plans are not confirmed Gordon's attorneys, who say that he no desire or intention of resuming intimacy with the woman.

TROUT PLANTED NEAR ASTORIA

Shipment Received From Clackamas Hatchery.

ASTORIA, June 22 .- (Special.) -A ASTORIA. June 22.—(Special.)—A shipment of 2000 brook trout and 12,000 rainbow trout has been received from the Government hatchery on the Clackamas River. The brook trout were planted in streams near Forts Columbia and Stevens, while the rainbow trout were planted in streams tributary to upper Young's River and running through property owned by Dr. Vaughn and C. V. Brown of this city.

Mesers Vaughn and Brown will pro-hibit fishing in the streams for three years, will feed the young fish for a time, and will also fence off with wire screens the portions of the streams where the fry were planted.

#### Heavy Wheat Yield Certain.

CONDON, Or., June 22 .- (Special.)-Heavy rain has been falling here since yesterday evening. About an inch and a haif of rain has fallen since that time and the ground is soaked desper than ever before at this time of the year. A big yield of Fall grain is absolutely assured and many of the wheat men are expecting from 25 to 40 bushels to the acre, which will be the largest yield in the history of the country,

#### Scott Jury Discharged.

EUGENE, Or., June 22-(Special.)-In the Circuit Court, in the case of Hoff-man vs. Scott, a suit for the recovery of \$4000, which the plaintiff says she let the defendant have to invest for her and which was not returned, the jury was out

lő hours and, being unable to arrive at a verdict, was discharged.

In the same court Morton Douglass, who plead guilty to the charge of burglary, was sentenced to the penitentiary glary, was sen for two years.

#### Oregon Commencement Opens.

EUGENE, Or., June 22.—(Special.)— The merchants of Eugene are dressing their windows in college colors for the their windows in college colors for the commencement week at the University of Oregon, which opens tomorrow with the baccalcareate sermon at Viliard Hall by Rev. Mac Wallace, of Detroit, Mich. Most of the decorations are in the lemon yellow and college green which are the college colors, but some are using red, and white, which are the colors of the senior class.

## FROWNSON NOROIGA'S PLAN

AMERICAN BAIREUTH CAN BI ONLY A DISTANT DREAM.

Schumann-Heink Believes This Country Should Support a Home for Singers in Need.

MONTCLAIR, N. J., June 16.—After an active season Mme. Schumann-Heink, the opera singer, is spending the Summer at her country home on a plateau of the Watchung Mountains and overlooking the Passaic Valley. Patriotic loyalty to her adopted country is indicated by the huge Agrerican flag which floats from a tall staff on the lawn in front of the house. When asked about the project re-

When asked about the project re-cently outlined by Mme. Nordica for establishing an American Baircuth, Mme. Schumann-Heink entered into a discussion of it with some rejuctance, jest her motive be misunderstood, but at length, speaking from the stand-point of an artist, she said; "There is but one Jerusalem, one

"There is but one Jerusalem, one Rome, one Mecca—there is but one Baireuth. You may raze the Baireuth Opera House to the ground and ship it, plece by piece, to New York; send over the scenery, the artists, the musicians, dig up the very earth itself, but you cannot bring to New York the atmosphere, the environment, and the tradition that surrounded Baireuth. These are and will remain forever saured.

"You may build a Jerusalem here with its holy sepulchre," continued Mme. Schumann-Heink, but the feet of Christ have never trod in America. Or you may establish here a Mecca and the pilgrim will look at it—and laugh. To attempt to do that is nonsense, and besides would be working against the laws of nature. It is all ridiculous, and besides there is no need of it, for we have in this country every facility for the development of music that the world affords. In every little city in the United States there is a surpris-ing interest shown by appreciative musicians in the advancement of music of alcians in the advancement of music of a higher order. The farmer out on the plains, if he has no opera house, buys himself a phonograph. "No, no, it is impossible to establish an American Baircuth." declared Mme.

Schumann-Heink, with much earnest-ness. "A National Conservatory—yes, that would be a feasible undertaking. Not one great conservatory for the whole country, but several branches for different sections of the country under one management and supported, in whole or in part, by the National or State Government. It will all come in time. As soon as the idea assumes tangible shape, the American people, who are the most liberal and generous in the world will cheerfully to pay a greater musical tax than at

"What is the height of your ambition, and what would you like to see accomplished for this country more than all else?" Mme. Schumann-Heink

"It is to establish a beautiful home for superanuated singers and mu-sicians, their widows and their or-phane," was the ready reply. "I would not have this institution regarded as a charity, but more in the nature of a pension—a haven of rest for the men and women who, through illness or misfortune, are incapacitated from earning a living temporarily or for all time. And I would have foreign artists who come to this country con-tribute 2½ per cent of their American dollars to this institution, just as they pay to the musicians' pension fund all ever Europe. Voluntary gifts or per-centage contributions from artists and musicians would, in my opinion, prove sufficient for all needs. This is my ideal, and to this end I shall devote

#### OFFICIALS NOT TO WORK

Chief Operator and Manager Not to Take Strikers' Places.

Upon the receipt of the news that B. S. Durkee, chief operator of the local Postal office and J. Dunne, manager at Seattle, had left for San Fran-cisco to aid in the handling of busi-ness during the strike. Samuel J. Small, president of the Telegraphers' Union, notified Superintendent Storrer that if the men were put to work the Portland and Seattle forces of that company would be called out. It is said that Small was given assurance

(Continued from First Page.) foundation for their impeachment of Orchard and the personality of any of the witnesses, they have summoned here, makes their general course quite clear. It is manifest that they will endeavor to show that Orchard killed Steunenberg to be revenged for the loss of the Hercules mine, and several witnesses will swear that they heard Orchard tell the Hercules tale and vow that he would kill Steunenberg. They will probably show also that Jack Simpkins was a prisoner in the "bull pen" where a negro thrust a bayonet into his chest, circumstances that gave the two common cause against Steunenberg.

There will likely be a showing that all of the financial relations of Haywood and Simpkins came in the natural and egular course of conducting the business affairs of the Federation. In this connection, as well as to the grants of aoney and food to Orchard and his wife from Steve Adams, the books and records of the Federation will probably be

Orchard's testimony as to the alleged intimacy of himself and the Federation

JOSEPH P. REMINGTON, AU-



ton, dean of the Philadelphia College of Pharmacy, arrived in Portland yesterday afternoon and will remain in the city until Monday. Professor Remington is one of the greatest living authorities on pharmacy and kin-dred subjects and is the author of a number of works on the subject. He is making a tour of the Pacific Coast for recreation. While here Professor Remington will be entertained by former graduates of the Philadelphia ollege of Pharmacy and other friends in the city.

........ enders and his story of the events at Pripple Creek, extending from the first titempt at the Vindicator down to the destruction of the Independence station, will probably be directly con-troverted by practically all the men named by him. Many of them are now here, and they are expected to take the stand and swear he perjured him-self. There will also be a general showing that the movements, acts and attitudes of Haywood, Moyer and Pet-tibone during 1903, 1904 and 1905 were largely at variance and strongly inconsistent with the recital of Orchard.

#### Hope to Prove Orchard Liar.

The Bradley story will be subjected to severe attack and in this connection the discrediting testimony of Bradley himself will be used. There exists a strong showing that Bradley's house was blown up by a gas explosion and not by a bomb, and this will be used to all possible advantage.

Orchard's story about the letters connected with the alleged plan to deceive his wife will be, in all probability, directly controverted and generally discredited. There may be a showing that Orchard did go to Alaska.

ing that Orchard did go to Alaska.

Marion Moore will be a witness for the defense, and it is understood that he will directly deny that he carried Orchard's letter to Alaska.

The legal ald extended to Orchard will be explained by a general showing that it has ever been the custom of the Federation to furnish counsel for

BOISE, Idaho, June 23.—(Special.)— There are some features of Orchard's career which have not been brought out in evidence. One of these, an incident occurring since he was placed in the penitentiary, is of particular interest. It was the receipt of a letter by him from one of those who were injured by the explosion at the independence depot. This man is named Ganey. He is living somewhere in the State of Washington. At some time after the confession made by Orchard. Ganey wrote the letter. It narrated that he was on the platform and that he lost one of his feet entirely, while the other was rendered useless. The writer told of having endured terrible sufferings and of being maimed for life, but assured Orchard he had forgiven

The letter, which has been purchased by a magazine, is said to be a marvel of literary finish as well as deep thought. When it was received the authorities thought it would move Orchard too deeply and for some weeks they kept it from him. Finally it was delivered and the prisoner made a reply expressing his appreciation of what had been written by his victim. These letters are to appear in the maga-

#### Interest Focused on Defense.

Another letter that is spoken of as a wonder is one received by Orchard from his first wife when she had heard from him for the first time in 10 years. It shows her to be a woman of education, re-finement and character. This letter is also to appear in print, having been pur-Storror chased by the same publisher. It is stated that when he read it tears came to this eyes, and he ordered an additional it is \$50 to be sent to the wife.

it is not much that can be gathered authoritatively with respect to it. The wit-nesses are arriving daily, but these, too, are kept as far as possible in seclusion. ne of them are even registered under

assumed names.

While the line of defense is not outlined, it is known that witnesses will be put on the stand to contradict practically every feature of Orchard's statement, and for that purpose they are coming from every quarter. One of the interesting stories in circulation is that a man named John Dempsey, who has arrived from San Francisco, will testify he is the Dempsey who received the registered letter from Denver which Orchard told of having taken from the office in San Francisco at the time he was trailing Bradley.

#### Long List of Witnesses

Another story is to the effect that it will be claimed Pettibone acted as banker for Orchard; that the latter made large sums gambling and deposited much with Pettibone, so he would have a stake if he had a run of bad luck. John M. O'Neill, editor of the Miners' Magazine, will be on the stand. W. F. Davis is here. He was head of the strike committee at Cripple Creek, and Orchard said he directed him to make an effort to he directed him to make an effort to blow up the Vindicator mine. Billy East-erly is also on the ground, also Onia Barnes and D. C. Coates, all of whom were mentioned by Orchard in his testi-mony. Another is Joseph Mehilick, of Denvey whom Orchard and were with mony. Another is Joseph Mehilick, of Denver, whom Orchard said was with him in several murderous undertakings, and Joe Malich, who drove the rig when they went to set the bomb to kill Governor Peabody. W. W. Kemmerer, of Pierre, S. D., a former member of the executive board of the Western Federation, is on the ground, as is Dr. McGee, of Spokane, and Eugene Engley, the latter having been Attorney-General of Colorado during the Waite administration. He claims to have heard Orchard threaten to kill Steunenberg.

There are said to be between 59 and 75 witnesses all told in the city now, and it

There are said to be between 50 and 75 witnesses all told in the city now, and it is expected the number will reach 150 when they all get here. The state has a line on a great many of the men and will be able to use them on cross-examination. In many instances it has been found what they propose to say on the stand and they will be confronted with accurate knowledge of their movements on the part of the state so that is likely to prove highly embarrassing to them. The records of every one who has figured at any time in mining troubles is in the Hands of the state and it will confront them on cross-examination. them on cross-examination

State Will Hammer Them Hard.

It is supposed Haywood will take the It is supposed Haywood will take the stand in his own behalf, but it is not known whether his co-defendants will appear as witnesses. The impression is growing that the defense will be obliged to put Adams on the stand in an effort to break down the testimony of Orchard by implicating him in so many crimes.

Mrs. Adams. Mrs. Pettibone and Mrs. Moyer are all regarded as probable witnesses. The impression is growing that the defense will be obliged to proof right here in my office, and in chicago firm and a Chicago rail-road in the payment of rebates. "And the President should send for me." declared Mr. Davies, "I can back up everything I said. I have the proof right here in my office, and in chicago firm and a Chicago rail-road in the payment of rebates."

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"And the President should send for me." declared Mr. Davies, "I can back up everything I said. I have the proof right here in my office, and in Chicago firm and a Chicago

The fight throughout will be on the The light throughout will be on the cross-examination, and the situation is filled with interesting possibilities. If an effort be made to establish a good character for Haywood, there will be some interesting developments, as he was arrested in a house of ill-repute, where he had retired for the night after teiling his wife he had good to take a Bussian bis wife he had good to take a Bussian his wife he had gone to take a Russian bath. The defense has been very anx-ious that this shall not be brought out, and they may refrain therefore from introducing any character witnesses.

#### MAY BE IMPORTANT TESTIMONY

Mining Engineer Told by Orchard That "Something Would Happen."

BOISE, Idaho, June 22 .- An engineer named Arnold has told a number of persons that the day before the ex-plosion occurred and 14 miners were blown into eternity and many others with him. He had met Orchard previously and knew him very well. The talk finally drifted around to the troubles which the miners were experiencing, and, lowering his voice to a whisper and with mysterious mien, Orchard said:

Orchard said:
"Something terrible is going to happen tomorrow."

The mining engineer was much impressed by this portentous language and tried to elicit from Orchard an idea. of what he meant by "something ter-rible," but the multi-murderer would

rible," but the multi-murderer only shake his head." "I can't tell you what it is," he said "but mark what I am saying: Some

Arnold remembered this language on hearing of the awful tragedy accompanying the blowing up of the depot, but could not believe that Orchard could be one of the guilty. He decided that Orchard could not have alluded to the blowing up of the depot, for if he had contemplated doing anything so terrible he would not have been like-ity to mention it to anybody. "Now," said Arnold, "on reading

what he said in court as a witness for what he said in court as a witness for the state in the Haywood trial, I know that is exactly what he did mean—that the Independence depot was to be blown up while nonunion miners were congregated on the platform."

The mining engineer owns an interest in the Nellie mine, in Boise Basin. He is said to be now in Spokane, attending court during the hearing of mining litigation. It has been report-

It is expected that Haywood will go to the stand and that there will also be a strong showing as to his character. The defense has upwards of 150 witnesses, and it is estimated that it will take from three weeks to a month to present all of its testimony.

ORCHARD HAS A BETTER SIDE

Interesting Incident in Jail Life

When Two Letters Reached Him. Orchard is said to have told Arnold would be valuable as corroborative of his account of this heinous crime.

#### HOTTEST DAY IN NEW YORK

Four Deaths and Dozen Prostrations Day's Record.

NEW YORK, June 22.-Four deaths and a dozen prostrations mark the record for the hottest day so far this Summer in New York. Street thermometers registered as high as 93 shortly after no

#### Break Endurance Race Record.

DETROIT, Mich., June 22.—Four driv-ers in the 24-hour endurance race at the fair grounds which ended at 19 o'clock tonight broke the world's resord for this event. For Kulick, of Detroit, led with 1135 miles, 306 miles more than the best previous record; Herbert H. Lytte with 1106 miles; C. A. Coey, Chicago, 396 miles and Gardham Detroit, 957 miles, also exceeding the previous records

#### GET ONE FARE FOR TRIP

Educational Convention at Los Angeles Adjusts Differences.

CHICAGO, June 22.—Secretary Shep-ard of the National Educational Assoclation today announced that all the chased by the same publisher. It is stated that when he read it tears came to his eyes, and he ordered an additional 850 to be sent to the wife.

There is now great interest in the course that is to be pursued by the defense, but

# TRUST BUSTER"

Davies Says Department of Justice Not Altogether on the Square.

GOES IN FOR GLORY ONLY

Man Who Got After Armour, De clares Government Prosecutors Overlook Many Cases Sends Sizzling Letter to President.

CHICAGO, June 22. - (Special.) -

CHICAGO, June 22.— (Special.)—
"There is no institution in this country which needs a more rigid investigation than the Department of Justice of the United States."

This accusation is contained in a personal letter which has been mailed to President Roosevelt by Edward George Davies, General Consignes. Mr. Davies is the man who exposed before the Interstate Commerce Commission the excessive icing charges sion the excessive through which the Armour car are said to have secured a monopo grasp of the fruit and peris vegetable trade of almost the country. When seen today Mr. Davies refused to give out a copy of his letter to the President, declaring that it would be discourteous.

"And then," he added, "the President may be making an investigation which will result in a much-needed reform.

#### Offered Money for His Proof.

Mr. Davies admitted that he wrote some things which made the paper "sizzle" and that one of them was the charge against the Department of Justice. "And if the President should send for me," declared Mr. Davies, "I can

have placed important matters before
the Department of Justice and have
stood ready to furnish the proof, and
that the Government officials have
dailied along with the case, and have
utterly failed in the administration of
anything like justice. There is one
case now before the Government officials in Chicago, and they know that
I know all about it. I am anxious to
have them call me, but they will not
do so. They dare not. If they subpensed me I should refuse to go, and
when brought into court I should expose the whole pack of them. That is
the opportunity I am looking for."

Lacks the Square Deal.

#### Lacks the Square Deal.

In his letter to the President Mr Davies insists that the present cam-paign against corporations is not en-tirely upon the level. He informs the President that scores of flagrant cases are being overlooked in order that the Rockefellers, the Standard Oll and other big institutions may be attacked for the glory and the hurran that there is in it. These are the mildest things injured, he met Harry Orchard in that Mr. Davies says in his Presidential let-

"I have collected of fraud in unde billing, false billing and general chi-canery which the Department refuses to prosecute because there would be

no glory in it."

Mr. Davies has been the main wit ness in several important cases which the Interstate Commerce Commission

#### SAYS HE ACTED FAIRLY

thing terrible is likely to happen to- Employers' Agent Replies to Charges

of J. Henry, a Laborer. PORTLAND, June 22 .- (To the Edi-

tor.)—In reply to an article published in The Oregonian of June 21, in regard to my sending a certain laborer, J. Henry, to St. Helens, on a job where I had no order, I beg to state that I did not send Henry to St. Helens, but sent him as a tiepiler to the sawmill camp of Brough-ton & Wiggins, at Goble, Or., in com-pliance with their order of June 7, the same date that J. Henry left my office. J. Henry returned to my office on the afternoon of Thursday, June 20, and presented his ticket (in a very dilapidated condition), it being impossible to identify the signature of the employer. and demanded his fare, fee etc

and sincerity in their joint interests.

J. A. MORTENSON.

### SET FIRE TO BALLOON

Peasants Bring Light and Ignite Airship, With Fatal Results.

VIENNA. June 22.-Thirteen persons were killed this afternoon in a balloon accident near Debreczin, Hungary, Three aeronauts, two French officers and one Austrian officer, fell from the balloon and were killed. Peasants in trying to capture the balloon approached it with a light and the balloon exploded, killing 19 of them.

#### FUNSTON ADMITS REMARK

Softens "Unwhipped Mob" to Uncontrollable Element."

SAN FRANCISCO, June 22.-General Frederick L. Funston admitted tonight that in his letter to the Fourth of July committee of this city he used the ex-pression. "Unwhipped mob," but that it was not directed against any set of men except what he terms the "uncontrollable element."

William S. Shunk.

HARRISBURG, Pa., June 22-William Shunk, one of the foremost engineers of the country, died today.

# Now, you men who appreciate economy as well as fine tailoring!



Beginning tomorrow, an extra

PAIR OF TROUSERS FREE

with every suit costing \$22:50 or more

Here it is mid-season again! Time to begin stock-reducing-but the weather certainly doesn't look much like Summer. However, Summer goods must move, weather or no weather. We must keep our tailors busy—all the time—for that's the only way to keep superior help steadilv. So we make an extra concession now to our patrons-and our annual Summer offering takes effect tomorrow. Unlimited choice of our entire stock—medium and Summer-weight fabrics, goods right fresh from the best mills and bought for a full third under the price other tailors pay in this town who buy in smaller quantities (and you get the benefit of the saving). Cheviots in blues and blacks, thibets in all the correct shades—plain grays, steel grays, silver grays, solid colors, stripes and checks. The very finest goods—and weights that most men wear here in Portland the year round.

And with every suit at \$22.50 or more. an extra pair of trousers free. Come before the lines become thinned out.

Planting Trousers Suits \$20.00 \$40.00 CAILLORS

to

\$10.00

GRANT PHEGLEY, Manager.

Seventh and Stark Sts. Elks' Building

## FIGHT 2-CENT FARE

Union Pacific Avers Rate Is Not Compensatory.

SUIT IN FEDERAL COURT

Railroad Also Seeks Restraining Order Against Reduction in Freight Rate in State of Nebraska-One Road to Obey the Law.

LINCOLN, Neb., June 21.—(Special.)— The Union Pacific Railroad Company this afternoon filed in the Federal Court a transcript of the proceedings in the state court for a transfer of the suit brought by the Attorney-General to re-strain the company from interfering with the operations of the 2-cent fare la.w. the freight rate reduction law and from

disobeying orders issued by the State Railroad Commission.

With the transcript was a cross petition With the transcript was a cross petition asking for a restraining order to brevent the railway commission from putting into operation the reduced freight rates as provided in the Aidrich bill, and from enforcing the 2-cent rate law.

The papers were filed by Edson Rich of the legal department of the Union Pa-

offic, and in his petition he alleges that the 2-cent passenger rate is not com-pensatory and should the freight rates be reduced 15 per cent these rates would not be compensatory. He alleged also that to enforce such a law would cause his road a great reduction in interstate rates, and he cites as an example the suggestion of the Commission that people buying interstate tickets buy to the state

Inn only.

In fulfillment of a promise made by letter to the State Raliway Commission, the Minneapolis & Omaha Raliroad filed with that body a new schedule of freight rates for Nebraska to become effective July 5, reducing all such tariffs 15 per cent, as the new maximum freight rate law required. The rates are also made to apply to and from Sloux City, Council Bluffs and Missouri Valley in Lows. Bluffs and Missouri Valley in Iowa.

Earling's Brother Goes Up. MILWAUKEE, June 22. - Announcement was made today of the promotion

of H. B. Earling, assistant general super-intendent at Minneapolls, of the St. Paul Railway, to be general superintendent in connection with the Pacific Coast ex-tension of that system, covering 1766 miles of territory, Mr. Earling will have charge of all Western business of the St. Paul system. He will have head-quarters at Butte. Mr. Earling is a brother of A. J. Earling, president of the St. Paul Railway Company.

ECHO OF OREGON-PACIFIC DEAL

Long-Standing Suit Decided Finally

in Favor of Defendants. NEW YORK, June 22 .- One of the most emplicated and long continued lawsuits brought in this jurisdiction for many years was terminated in favor of the de fendants Thursday by a decision of the United States court of appeals of this dis-Coe and another" Named at Intervals in connection with the action were John I. Blair, Rowland Hazard, S. S. Sands, and George S. Coe. The basis of the suit was the so-called Oregon-Pacific deal, in which it was alleged upward of \$12,000,-

of was lost.

This suit was brought on assigned claims originated by subscribers to the syndicate fund against the estate of George S. Coe, former president of the American Exchange bank, who was the trustee under a certain syndicate agree-ment formed for the purpose of re-establishing some of the railroad interests, and charged Mr. Coe with bad faith in the performance of his trust.

TO BE COAL AND CAR FAMINE

President Elliott Says Hostile Legislation Is to Blame for It All.

BELLINGHAM, Wash., June 22.→ Howard Elliott, president of the North-ern Pacific Railway Company, in an interview here today predicted for next Winter a repetition of last Winter's fuel famine throughout the Northwest. Mr. Elliott says it will be difficult to secure supplies from the mines, and another car shortage is almost sure to

"Owing to hostile legislation and the high cost of maintenance, improvements and extensions in the Northwest will be few and far between," said Mr. Elliott.

Strikebreakers Not Coming. SACRAMENTO, Cal., June 21-Private advices to the Union are that only nine operators are aboard the westbound train reported to be carrying two carloads of strikebreakers to San Francisco and that they were brought out by the Southern Pacific Company to fill positions in this

#### Jewelry, Diamonds, Cut Glass, Novelties, Optical Goods

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