NEST TO ASK CASES

cedings Will Likely Jeopardize State Institutions in Securing Millage Tax Act.

SALEM. Or., June 15 .- (Special)-Governor West will call upon District Attorney McNary to withdraw the University of Oregon referendum cases which have been started anew to enjoin the Secretary of State from placing these measures on the ballot. He also declares he is satisfied that further proceedings in these cases will jeopardize the chances of the two higher educational insitutions of the state, the University of Oregon and the Agricultural College, in accounts assessed. tural College, in securing passage of bills to establish a millage tax to raise

The Board of Regents of the University of Oregon probably will issue a statement in the near future that in event they win the referendum case and the miliage bill passes they will not ask for the appropriation made by the last Legislature, but they will waive these appropriations and make no effort to profit by them.

The foregoing facts became known here today.

Governor to Take Action

The Governor announced on his return from Portland that he will call on the District Attorney in a few days to withdraw the new suits. When the boards of regents of the two institutions hald a total meeting in Salem a boards of regents of the two institu-tions held a joint meeting in Salem a few weeks ago the University of Ore-gon regents, in a separate meeting, passed a resolution requesting the Gov-ernor to call on the District Attorney to start new suits.

The Supreme Court had decided in prior suits that S. H. Friendly, a mem-ber of the University of Oregon Board of Regents, could not bring such suits as a taxpayer.

Following recommendation in the resolutions, the Governor made the request to the District Attorney District Attorney District Attorney McNary finally sequiesced in bringing the suit under pro-vision that the attorneys for the Uni-versity would use his name and the name of the state in a formal manner only and that the state would bear none of the expense. The suits were brought and stipulations have been en-tered into, with an order from Judge Galloway that new testimony be heard in Portland next Thursday.

West Announces Position.
Governor West said today he understands in event the millage tax bill goes before the people, the University of Oregon Regents will not insist on further continuance of the referendum suits. In addition, he declared himself strongly in favor of seeing the University placed on a permanent basis under the millage tax plan and as being strongly aligned against opposition to the bill.
District Attorney McNary is in the

ing strongly aligned against opposition to the bill.

District Attorney McNary is in the East attending the National conventions. Governor West says, however, he will call upon his office to withdraw the suits and he will also notify Judge Slater, who has been leading counsel in favor of the University, Judge Slater tonight said he was unaware of such a plan, but believed that the University Regents would favor a declaration that they will be opposed to using the appropriations made by the last Legislature, providing the Supreme Court gives them such appropriations, and also that the millage tax bill carries before the people.

He would not comment extensively on the situation, declaring that he preferred to await action by the Board of Regents, but he is satisfied that the regents will assume this attitude in event the plan carries.

NEWBERG, Or., June 15.—(Special.)

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Newberg began agitation for a bridge racross the Willamete at this point, the expense to be shared by Yamhill and Marion counties. It was a large undertaking, but they stuck to it with persistence. An incident of the campaign at which were present the members of the courts of both counties.

Last Winter tax levies amountaing to \$42,750 were made by the Oxemissioners of both Yamhill and Marion for the bridge, and it was supposed by the Newberg people that work would soon start. For some reason nothing was done, and the impression gained ground that Judge Pierce, of this county, was disposed to throw obstacles in the way of the enterprise. After waiting for months the business men of Newberg

and also that the miliage tax bill carries before the people.

He would not comment extensively
on the situation, declaring that he preferred to await action by the Board
of Regents, but he is satisfied that the
regents will assume this attitude in
event the plan carries.

DEER PARK RATES RAISED

Telephone Company Promises Improved Service in Return.

OLYMPIA, Wash., June 15.—(Special.)

There was filed today with the Public Service Commission a new schedule
of rates for Deer Park, Spekane County, by the Pacific Telephone & Telegraph Company. Both business and residence phone rates are increased 50 cents a month by the new schedule, but the company will furnish a 24-hour serv-The company claims that there demand for an improved service, that it will install additional abboard equipment and increase its plant materially. It is also claimed by the company that a majority of the residents of Deer Park are in favor of the order to secure the better service.

SUIT MAY SUCCEED SHOW

Indians Claim "Bridge of the Gods" Company Broke Faith.

THE DALLES, Or., June 15,—(Special.)—Fifty-two Warm Springs Indians who participated in the production of "The Bridge of the Gods" at the Portland Rose Festival arrived here yesterday and retained attorneys

OLYMPIA, Wash, June 15,—(Special)—The Pacific County Superior Court was reversed today by the Supreme Court in the case of Thelma Olson, appellant, against J. J. Haggerty, Georgiana Haggerty and Florence Swanson, an action for alleged malicious prosecution. The Supreme Court held there was sufficient evidence to warrant a trial on the merits, and remanded the case for trial. In the lower court demurrers were interposed and sustained, but this ruling was reversed by the Supreme Court. The appellant is a school teacher at South Bend, and alleged in her complaint that the Hoggertys and Mrs. Swanson subjected her humiliat.

WEST TO ASK CASES

BE WITHORAWN

The writ of prohibition sought in the Ection instituted by H. C. Gill to secure a recount of the ballots cast at the recent Seattle municipal election was today denied by the Supreme Court. The recount will continue as a result, and should any irregularities later be charged they will be brought before the Supreme Court upon direct appeal. The Supreme Court upon direct appeal. The Supreme Court today dismissed the appeal of Alramon I. Lucas, the profession of the properties of Dayton, and Lucas will, therefore, be compelled to serve a 20-day sentence for criminal libel and pay a fine of \$250. Lucas is the man who telegraphed Governor Hay upon several occasions about a year ago requesting "protection" by the National Guard, alleging that the Dayton residents threatened to tar and feather him. The local authorities stated they were able to deal with the situation, and that Lucas was not in any danger. He than published a little paper in which he scored Rev. F. T. Porter, of the

LINCOLN HIGH SCHOOL ALUM-NUS GRADUATES FROM NAVAL ACADEMY.



Daniel E. Barbey.

Daniel Edward Barbey, son of Mr. and Mrs. John Barbey, of this Mr. and Mrs. John Barbey, of this city, graduated from the United States Naval Academy on June 7. Ensign Barbey graduated from the Lincoln High School in 1907, and the following year received his appointment to the Naval Academy from Senator Bourne. Ensign Barbey arrived in Portland recently to pass his vacation with his parents. He will soon go to the Philippines, where he has been assigned to the California.

Dayton Christian Church, Mr. Porter

YAMHILL AND MARION COUN-TIES TO MAKE IMPROVEMENT.

Structure Over Willamette Long Delayed to Be Started at Once. Rich Country Aided.

disposed to throw obstacles in the way of the enterprise. After waiting for months the business men of Newberg concluded to make a move, and a party of 42 visited the county seat and interviewed the court. Mayor J. D. Gordon, Jesse Edwards and H. R. Morris were appointed a committee to act and the result is that the Yambill County Board has ordered the sum of \$20,000 to be used in conjunction with a like sum of Marion County funds to be applied toward the erection of the bridge. The remainder of the money, it is understood, is to be supplied as needed.

Just across the river from Newberg is a rich country that is tributary to Newberg and which is now practically inaccessible.

SURFACE PUT ON ROAD

AUTOISTS USE ASTORIA-SEA-SIDE HIGHWAY.

Blg Traction Engine Will Be Used to Put Finishing Touches of

THE DALLES, Or., June 15.—(Special.)—Fifty-two Warm Springs Indians who participated in the production of "The Bridge of the Gods" at the Portland Rose Festival arrived here yesterday and retained attorneys to bring suit against the company which produced the show for salary which broadced the show for salary which they allege was not paid to them.

The red men claim that "The Bridge of the Gods" Company agreed to pay each Indian his expenses to and from Portland and \$1.50 a day for services, and that they did not receive one cent. They will sue for \$6 each.

TEACHER SECURES TRIAL

GIII Recount in Seattle Election Not Prohibited by Snpreme Court.

OLYMPIA. Wash. June 15.—(Special.)—The Pacific County Superior Court was reversed today by the Superior Court was rever

mud hub deep, now is deal automobile dam.

With the completion of an automobile road from Portland to Astoria, the road between Astoria and Seaside will make an ideal highway clear to the Coast.

Several owners of automobiles will ship their machines from Portland to be used here during the season. Garage accommodations have been presented.

Word of Portland Man Is He Was Not Instigator of Shooting.

DEPOSITIONS ON

Brother-in-Law, Who Was Shot, I in Precarious Condition and Probably Will Make Statement to Be Used Should He Die.

ROSEBURG, Or., June 15.—(Special.)
-As a result of yesterday's shooting .—As a result of yesterday's shooting affray at Restof, 18 miles west of Roseburg, John Adams, formerly of Portland, who the officers hold responsible for the trouble, is dead at Mercy Hospital in this city. Paul Graf, a brother-in-law, who was shot by Adams, lies in a precarious condition at his wife's home near Reston, while Ben Hardman, who attempted to assist Graf and later shot Adams, paces a cell in the jail, facing an impending charge of manslaughter should the Coroner's jury on Monday so decree.

Asked for a statement at the hospital today, Adams said he went to the Hard-

today, Adams said he went to the Hard-man home in search of his wife. He denied emphatically that he was the instigator of the trouble and in ex-planation said he was threatened by Hardman, who approached with up-

Hardman, who approached with up-raised axe.

Hardman, who was also questioned, denied that he was to blame for the shooting. Hardman said that Adams first accused him of interfering in his domestic affairs and later of causing his wife to return to her home at Reston. Hardman says he resented these statements, whereupon Adams whipped forth two revolvers and start-

Graf's deposition will be taken to-merrow in order that it may be used in case he should succumb to his wounds.

wounds.

A marriage certificate found in Adams' pocket today established the fact that he was recently married to Hardman's daughter. The certificate was issued at Eugene on January 12, 1912, and hears the name of a Methodist minister of that place. For some unexplained reason Mrs. Adams kept her marriage from her relatives, who yesterday denied the relationship.

SURVEY NOW COMPLETED

Salem to Silverton Line to Be Cut to 30-Minute Distance.

GRESHAM, Or., June 15.—(Special.)
—An effort to divert the proposed fruit canning establishment from Gresham to

COLLEGE GRADUATES TEN Philomath Commencement Exercises

Are Successful.

PHILOMATH, Or., June 15.—(Special.)—The Philomath College commencement this week was the most successful one in the last 10 years. This closes the second year with President Drury as the head of the college. The graduates are: Classical-Calvin A. Arphe, Lester Bennett; philosophical, Flossie Overman, Delphine M. Scheifele; pedagogical, Ruth H. Pimm; normal, W. B. Harry Whitten, Olga L. Wood, James P. Claybaugh; commercial, Mila Warman and Alma Lutz.

BUCKLEY TO SET ORCHARD

Portland Man Will Try Fruit and Alfalfa in Washington.

WAHKIACUS, Wash., June 15.—(Special.)—John A. Buckley, of Fortland, has purchased a tract of land near

has purchased a tract of land near Wahkiacus Heights. He expects to set 10 acres to orchard this Fall and do some experimenting with different alfalfas.

Unlike most of the enthusiastic orchardists who have bought land in this part of Klickitst, Mr. Buckley is a profound believer in "rushing the cream can" to the railway station.

STUDENT ORATORS TO TRY

Six Seniors to Compete for Classic Prizes at University.

between Astoris and Seaside Will make all closus prosecution. The Supreme part held there was sufficient evimence to warrant a trial on the merits, and remanded the case for trial. In a lower court demurrers were interested and sustained, but this ruling as reversed by the Supreme Court, as reversed by the Supreme Court, as a school teacher at the Hoggerty's and Mrs. Philomath State Bank is putting in its money vault, and an assert of her and the humiliating to all meters her part of school directors. This is held business July 1.

Detween Astoris and Seaside Will make and Seaside Will make and ideal highway clear to the Coust.

Several owners of automobiles will ship their machines from Portland to the steps of the platform in Villard Hall at 5 o'clock next Treesday evening to contest for the classic Falling and Beekman prizes in oratory. This event is always one of the features of commencement time, and the honor of capturing in its money vault, and an extra force is working on the bank of any graduating class.

The sexiet which will furnish the two winners this year, and the titles was the content of the const.

of the orations follow: L. Leon Ray, Eugene, "There is No Wealth But Life;" Forrest E. Dunton, Molalia, "The World's Delusion;" Miss Birdie Wise, Astoria, "The Dawn of Tomorrow;" Chester A. Moores, of Portland, "The Grand Old Man of Oregon;" R. Burns Powell, of Monmouth, "Negated Rights;" Miss Alberta Campbell, Eugene, "The Brotherhood of Man: Is It in Reality a Vision of the Impossible?" These six contestants were chosen for the finals in a preliminary try-out in which the larger field of candidates was eliminated.

The Falling prize was established by Henry Failing, of Portland, and amounts to \$150, being the annual income from a gift of \$1500. The Beekman prize is \$100, and is the annual income from a gift of \$1600 made by C. C. Beekman, of Jacksonville. Both were established at the same time, in 1890, so that next Tuesday evening's orations will mark the 23d annual contest for these prizes. First place in the initial contest, in 1890, was captured by Edward H. McAlister, now dean of the College of Engineering in the university. Last year the honor was won

OREGON PIONEER DIES AT HOME OF SISTER AT SELL-WOOD.



Mrs. Mary C. Zumwolt Riggs.
OREGON CITY, Or., June 11.—
(Special.)—Mary C. Zumwalt, who
was born February 14, 1847, in
Jackson County, Missouri, and
crossed the plains in 1850, her
parents settling on a donation
cialm 12 miles west of Oregon
City, died last week at Sellwood.
She was married to Thomas S.
Riggs in 1867. They continued
to reside there until 1894, when
they moved to Tillamook County,
where they lived until seven
years ago, when they moved to
Newberg. Her husband died five
years ago. She passed away at
the home of her sister, Mrs. W.
P. Short, of Sellwood, where she
had gone for a visit. She leaves
two brothers and three sisters:
Captain John D. Zumwalt, of two brothers and three sisters:
Captain John D. Zumwalt, of
Portland; A. R. Zumwalt, of Wilsonville; Mrs. C. Howard, Mrs.
Ettle Short and Mrs. S. J. Stanton, all of Portland, and three
sons and two daughters, namely,
Captain Arthur H. Riggs, Mrs.
Juliette Baker, Mrs. Jessie Norton, all of Portland; John Z.
Riggs, of Tillamook, and Claude
L. Riggs, of Newberg.

SALEM, Or., June 15.—(Special.)—Survey of the proposed Portland, Eugene & Eastern line from Salem to Silverton has been finished by the Welch interests, and while it is possible that another survey will be made, this survey now looks like the one that will be selected. The survey is for nearly 14 miles on a tangent, and with the completion of the line will bring Salem at practically a 30-minute distance from Silverton, while now a trip to Silverton and return represents practically an all-day journey unless made by automobile.

The survey into the Rosedale district also has been completed. Welch represents processed the summer unless some of the residents in the Rosedale district also has been completed. Welch representatives declare positively that be both of these lines will be constructed this summer unless some of the residents in the Rosedale district come down in their demands for the price of a right of way.

GILLIS MAY GET CANNERY

Promoters of New Industry Offered Bonus by Town.

Some and two daughters, namely, Captain Arthur H. Riggs, Mrs. Jessels Norton, all of Portland; John Z. Riggs, of Newberg.

La Riggs, of Newberg.

Wy Charles W. Robison, of Portland.

L. Leon Ray, the president of the gon Sections Will Am Thousands, Is Republicable to Geology of the greatest experience of the six entrants. He has been a member of the six entrants. He has been a member of the six entrants. He has been a member of the six entrants also represented the university in debating and is now editor of the Condition for two years, while Chester Moores was backed in the Summer unless some of the residents of the University Dramatic Club, while Mils Camplell has also represented the university in debating and is now editor of the Condition for two years, while Chester Moores was been with the condition for two years, while Chester Moores was been with the condition of the University Dramatic Club, while Mils Camplel has also represented the university in debating and is now editor of the Condition of the University Dramati

STONE AND WEBSTER STRIKE SITUATION QUIET.

Food Is Good and Pay Is Regular, Is Declaration of Company at

WHITE SALMON, Wash., June 15 .-(Special.)-All is quiet at the Cameron site, where the entire crew of

ing the Byrkett lumber shed in this place.

Red-badged patrols are watching for strikebreakers at the dam and the different points of ingress should new men appear.

"We shall attempt no violence, relying on moral suasion only to prevent them going to work," say the leaders. Stone & Webster believe some of the men will return to work. "The wage of \$2.25 is regular throughout this part of the Northwest for similar labor, the food is good, and though we expect to have 500 men employed within a month we shall not yield to demands of I. W. Ws.," declare the officials of the company.

Kohler & Chase INC. Wholesale and Retail 375 WASHINGTON STREET, PORTLAND, OREGON

Sale of Used Pianos

Beginning Monday morning at 9 o'clock sharp, we will open our Exchange Department to the public with a clean-up sale of every second-hand, slightly-

used and shopworn piano and player piano in our house. Many of these pianos

we have recently taken in on new pianola pianos and some of them are just like new. All have been thoroughly tuned and regulated in our Factory Department, and each and every one of these 50-odd instruments are marked in

plain figures, and each and every make advertised in this ad. will be found

Kranich & Bach Upright, good condition.....\$ 50

Kimball (piano-case Organ).....\$ 35

 Stevens (piano-case Organ)
 \$165

 Mason & Hamlin Upright, in oak case
 \$ 90

Kohler & Campbell Upright, a beauty......\$195

Channing Upright, just like new......\$190 Royal Upright, just like new\$200 A. Kohler Upright, beautiful mahogany case.....\$210 Fischer Upright, in use one year.....\$285

Weber Upright, looks like new, regular \$750 style......\$525

All the above instruments in first-class condition and can be exchanged at any

time within one year for any new piano in stock. Come in and see these bar-

regular price \$850......\$535

Fischer Grand, Circassian walnut, in use only short time;

right here for you at prices like this:

gains. Everything marked in plain figures.

RAINS HEAVIEST KNOWN

NORTHWESTERN RAILROAD IS TIED UP FOR LONG TIME.

Injury to Farmers in Eastern Oregon Sections Will Amount Into Thousands, Is Reported.

The rains, which have been the heavi-est known in this part of the country, have caused much damage. Snake River region there has been more waterspouts than has ever been

known. The Connor Creek and the Fox Creek bridges were washed out, and dams on the Basche and Baker ranches destroyed.

The Northwestern Railroad is tied up for an indefinite time because dirt several feet deep has been washed on the tracks for several miles.

amount high in the thousands. The outbuildings of the Winslow and Flick ranches in the Connor Creek district have been swept away and crops de-stroyed. Near Durkee the water has destroyed thousands of dollars' worth of crops. The roads in the Burnt River district are almost impassable and the alfalfa has been beaten flat on the

ground.

Lumbering has been abandoned in the Muddy Creek district because of the roads. The crops in this and the Haines district are not advanced far enough to be damaged, and in the Eagle Valley farmers are working night and day turning over their hay in order to save it. Many in the county saved their alfalfa by cutting because they feared that the water would rot it.

Sunday School Workers Elect.

(Special.)—All is quiet at the Cameron dam site, where the entire crew of Stone & Webster went on strike Thursday, the rest of the men going out today. Deputy Sheriff Smith, of Goldendic, is on the ground, but sees no indication of trouble. A few of the men have returned to Portland, some are at Underwood and a number are occupying the Byrkett lumber shed in this place.

Red-badged patrols are watching for strikebreskers at the dam and the different points of ingress should new men appear.

"We shall attempt no violence, relying on moral suasion only to prevent them going to work," say the leaders. Stone & Webster believe some of the

Hood River Will Celebrate Fourth HOOD RIVER, Or., June 15.—(Special.)—The unique feature of the Fourth of July celebration to be held here this year will be an automobile parade, participated in by the members of the local Hood River County

SALESMEN WANTED

A High Class Traveling Salesman With Large Acquaintance

AC 158 OREGONIAN

Why Small Type Is Used in This Space

Because we are handling this proposition on so narrow a margin of profit, and, if not sold in short time, there will be no profit. Consists of 124 full and, if not sold in short time, there will be no profit. Consists of 124 full lots platted 1832. Owner at that time since died. Heirs were widely scattered and sale by them giving perfect title was not possible until recently. Our client purchased the property at a very low figure, and authorized us to sell every lot at such price and on such terms as to assure quick sale. Located immediately adjoining Irvington. Broadway carline. Price \$1006—\$100 down, balance \$15 per month or on or before five years. No interest and no taxes until you finish paying. Don't be one of those who will be sorry they did not make a selection before all were gone. Call at our office and learn additional advantages to be gained in price and terms.

CO-OPERATIVE REALTY COMPANY

Good Roads Association, formerly the Automobile Club, and visiting autoists. "We have offered substantial prizes for this event," says J. H. Heilbronner, "and entries of cars from the near-by cities of Mosier, White Salmon and The Dalles are assured. No old folks will be allowed in the parade. The cars will contain only the drivers and the local and visiting children. We want to give the kiddies the biggest day they have ever had." The local merchants have entered into plans for the celebration enthusiastically and will decorate.

Articles of incorporation were filed with the Secretary of State today by the Columbia Timber Company, of Vancouver, capital, \$25,000; Seattle Packing Company, Seattle, capital, \$25,000; Wahklakum County Fair Association, Cathlamet, capital, \$500; First Methodist Church of East Raymond, East Raymond; Nesika Lodge, No. 280, Independent Order of Oddfellows, of Riffe; and the Wenatchee District Fruitgrows of the celebration enthusiastically and will decorate.

ally and will decorate. Vancouver Company Incorporated.

plans for the celebration enthusiastically and will decorate.

In Japan about 4,000,000 tons of hear caught every year. This enormous tity is not by any means entirely us human consumption. In fact, about the consumption of the entire quantity is used if ganic fertilizer for the rice fields.



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