

If you expect to buy something at a store today, get advance information by reading Journal ads.

The Weather—Fair tonight; Sunday, fair and warmer.

Oregon Daily Journal

Journal Circulation
Yesterday
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PORTLAND, OREGON, SATURDAY EVENING, JUNE 15, 1907.—TWO SECTIONS—18 PAGES.

PRICE TWO CENTS.

ON TRAINS AND NEWS STANDS, FIVE CENTS

SALOONMEN TO TEST SUNDAY CLOSING LAW

ONE SALOON AT LEAST WILL BE RUN

Test Will Certainly Be Made of the State Law Declaring That Liquor May Not Be Sold on Sundays to Anyone.

Liquor Men Give Their Side of the Matter and Contend That They Cannot Legally Be Made to Close Their Places of Business.

Although saloon men generally have signified their intention of obeying District Attorney Manning's Sunday closing dictum, it is certain that the law will be tested either by certain places refusing to comply with the instructions or by injunction proceedings directed against Mr. Manning to restrain him from carrying out his Sunday closing program.

Attorneys have advised the saloon men that they can lawfully remain open on the ground that the state statute does not apply to Portland and it is a practical certainty that the courts will be called upon to decide the question.

Charles Kirchner, president of the retail liquor dealers' association, states the attitude of the saloonmen in an interview which he has prepared relating to the application of the Sunday closing law as proposed by Mr. Manning. In his statement Mr. Kirchner pleads for an equal enforcement of the law not only against the liquor dealers but against all other business projects coming under the statute. He contends that the people should be given the say and that once their voice has been heard the liquor men will cheerfully obey. He says:

"The Sunday law of the state of Oregon follows: 'If any person shall keep open any store, shop, grocery, ball alley, billiard room or tipping house, for the purpose of amusement, on the first day of the week, commonly called Sunday, or the Lord's day, such person upon conviction thereof shall be punished by a fine not less than \$5 nor more than \$50; provided that the above provision shall not apply to theatres, the keepers of drug stores, doctor shops, undertakers, livery stable keepers, barbers, butchers and bakers, and all circumstances of necessity and mercy may be pleaded in their defense, which shall be treated as questions of fact for the jury to determine when the offense is tried by jury.' This law was passed in 1884, and at the session of 1903 the word 'theatres' was added.

Law Long Dormant.
"This law, after having slept as a dead letter for 23 years, has been revived by the district attorney, but against saloons only.

"By an inspection of the words of the act, it will be found that the only allusion to the liquor traffic is in the words 'tipping house.' The whole dignity and force of any law is in its equal and its impartiality, and I submit that if this law is to be enforced at all it should be enforced impartially. 'I believe that laws are the will of the people, and I believe that the will of the people today is that men should spend their Sundays as they please, with such recreations as please them, provided they are orderly and decent, and that the attempt to dictate what business shall be run on Sunday is what not, regardless of any question of

(Continued on Page Two.)

HEADS AMERICAN DELEGATION AT THE HAGUE



JOSEPH H. CHOATE

PEACE CONFERENCE IN SESSION AT THE HAGUE

Formal Opening of Second Meeting of Representatives of All Nations to Consider Abolishment of War—Report of Anarchists Scares Delegates.

(Journal Special Service.)

The Hague, June 15.—The second international peace conference, the call for which was issued by President Roosevelt on October 21, 1906, in response to the universal desire of the thinking people of the world that the influence of the first congress held here in 1899 might be strengthened and extended for the general peace, was formally opened this afternoon. During the next four weeks or more the attention of the world will be centered in this gathering of representatives of 46 nations, the groupings of the civilized powers assembled to consider the possibility of minimizing the dangers of war incident to the rapid growth of navy and military armaments.

The opening function took place in Knight's hall, which forms a part of the Binnenhof, a medieval pile of buildings in the heart of the city, surrounding the palace built for Count William II of Holland in the middle of the thirteenth century. The initial session was given over entirely to the exchange of greetings and the work of preliminary organization. M. Nelidoff, the Russian ambassador to France, called the conference to order and made an address extending his sovereign's greetings to the delegates. Dr. Jonkheer, D. A. Y. van Tets van Goudria, the Dutch minister of foreign affairs, replied in an address of welcome on behalf of Queen Wilhelmina. The conference then proceeded with the appointment of committees to consider the various subjects inscribed upon the program.

Two hundred and twenty-five plenipotentiaries from 47 nations were present. The delegates are excited over the report that anarchists are planning to

blow the gathering up, and they do not know what time they will go through the ceiling.

Topics to Be Discussed.
With the appointment of these committees it becomes thus of interest to note the topics suggested for discussion. They are as follows:

"Provisions relating to the peaceful settlement of international disputes by court of arbitration and international commission of inquiry."
"Additions to be made to the provisions relative to the laws and customs of war on land; concerning the opening of hostilities, the rights of neutrals on land, etc."

"Framing a convention relative to the laws of and customs of maritime warfare, concerning:

"Special operations of maritime warfare, such as the bombardment of ports, cities and villages by a naval force, the laying of mines and torpedoes, etc."

"The transformation of merchant vessels into warships, the question of the protection of private property of belligerents at sea."
"The length of time to be granted merchant ships for their departure from ports of neutrals or of the enemy after the opening of hostilities."

Rights of Neutrals.
"The rights and duties of neutrals at sea, among others, the question of contraband, the rules applicable to belligerent vessels in neutral ports, detention, in cases of vis major, of neutral merchant vessels captured as prizes."
"Additions to be made to the convention of 1899 for the adaptation to maritime warfare of the principles of the Geneva Red Cross convention of 1864."

(Continued on Page Three.)

THEY SAW STREETCAR ROBBER

Dana Thompson of Clatskanie and Ethel Heslin of Fairview Saw Murderer Who Held Up Car on Rose City Park Branch.

Detectives Baty and Hellyer of City Force Secure Valuable Information Which May Lead to Apprehension of Criminal.

After several weeks of patient and thorough investigation Detectives Baty and Hellyer of the bureau of criminal investigation have succeeded in locating two witnesses who were in the immediate vicinity of the hold-up of the car on the Rose City Park branch of the Portland Railway, Light & Power company on May 27, during which Conductor C. E. Nevius was murdered in cold blood and Motorman B. L. Hull painfully wounded in the hand by the desperate bandit.

From the description furnished by Hull following the crime and the latest information unearthed by the detectives of the general appearance of the murderer, the authorities are sanguine of eventually apprehending the unknown murderer.

Observed Man From Knoll.

Sitting on a knoll within a stone's throw of the scene of the sensational crime, Dana Thompson, a young butcher of Clatskanie and his sweetheart, Ethel Heslin of Fairview, observed the highwayman rush to do his bloody work, heard the shots signalling the death of Conductor Nevius and the wounding of brave Motorman Hull, noted the sounds of crunching gravel as the murderer fled down the O. R. & N. tracks, yet on the plea of desiring to avoid notoriety failed to come forward with the valuable information in their possession until sought out by the detectives.

On the night of the hold-up and murder of Nevius and for several days prior, Miss Heslin had been visiting her sister who resides at the Sandy road near the Rose City Park line. Thompson was at the time employed in this city and was in the habit of calling on the young woman after his day's labor.

Shortly before the crime the young couple went out for a stroll and in the

(Continued on Page Two.)

The Great Sunday Journal

The American hotel—from a circus press agent's standpoint—by Tody Hamilton.
China, awake, is showing to the world her power.
Uncle Sam drinks six billion cups of chocolate a year.
Ideas of comfort all around the globe.
American duchess' victory will cost her a fortune.

The Day Nursery
Irish boycott British government. What the Panama canal cost in labor and lives.
Do you know that every color has a meaning?
Open-air cure for the great white plague in Portland.

Surprising Funnies
Off again! Back again! Poor Happy Hoolligan!
Mr. Batch gathers wild flowers. No wedding bells for him.
Jimmy—He carries bundles to Aunt Jane.
Bunk takes in the circus.

For the Women
When women go the limit in seeking thrills.
French actress who takes Bernhard's.
What the "400" are wearing.
The benefits of laughter.
How to be healthy and beautiful.

Something for Everyone
Stories for grown-ups and children—pictures for young and old; the complete leased wire press service of the Publishers' Press and the Hearst News Service. Specials from every part of the west and all the news of Portland and the Oregon country in the

Surpassing Sunday Journal
Another page of winners of eastern beauty quests. Winners of The Journal quest, with photographs in next Sunday's Journal, June 23.

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PLUMBERS TRUST AIDED BY REBATES

MULTIPLEX MONEY RECEIPT BOOK No. 32 M
No. 207
Portland Sept 28 1906
Received from [Redacted]
One Hundred & Thirteen DOLLARS
For Hellew 411 Eugene 6
Paples Jr 250 Mc Millen 5
Auberson 248 Mc Millen 6
\$119.00
Signed A. Zimmerman

MULTIPLEX MONEY RECEIPT BOOK No. 32 M
No. 232
Portland Oct 10 1906
Received from [Redacted]
DOLLARS
For A. R. Gibson 724 Schuyler 7
\$49.00
Signed A. Zimmerman

"Bonus" Receipts Given by Plumbers' Trust. The Upper One Shows a "Bonus" Charge of \$7 Each Upon 17 Fixtures, the Lower on 7 Fixtures.

STRIP OF HIS SKIN OPERATORS WILL BURNED OFF BODY HAVE TO STRIKE

Timber Cruiser Meets Death From Mysterious Cause After Seeing North End.

Frank Hubbard, a timber cruiser who lived at Dallas, died at the St. Vincent hospital yesterday morning of a peculiar accident or malady the nature of which none of the physicians called in at the postmortem could fathom. No similar case has been brought to the attention of the physicians in the city.

(Continued on Page Two.)

MAYOR LANE WATCHED TESTS

Ten Different Fender Patents Given Trials by Portland Railways Before Members of City Council and Officials of Company—Net Fender Worked.

Mayor Lane and several members of the council, including W. T. Vaughn, Dan Kellahan, H. A. Belding, George Baker and N. Wills, at the invitation of Manager Fuller of the Portland Railways, attended the fender trials at the Savier street barns this morning. Ten different styles of fenders were tried, among which were some invented by Portland men. And some of the old fenders in use in different cities. Dummies stuffed with sawdust were the subjects treated, but in an instance or two the promoter of one of the fenders allowed himself to be caught by the car going eight or ten miles an hour. The particular fender that was

so tried was a large net hung in front of the car and extending out a distance of about two feet and hanging very close to the track. The subject in the most approved and latest method, jumped up in the air and landed safely seated in the net.

(Continued on Page Two.)

RETAILERS ARE GOUGED BY JOBBERS

Three Different Prices Are Charged by Wholesalers, Regular, Preferred, and Special Preferred, Which Represent Great Profit.

Competition of All Kinds Stifled by Rebating System and Fluctuating Price to Dealers Made Possible by Rebates.

In addition to the wholesale robbery of the Portland people through the Plumbers' Protective association's "bonus" graft—\$5 on every fixture placed on top of which is levied the "over-charge"—the extortionate sum charged against every victim and agreed upon in secret by "competitive plumbers"—work by independent and honest firms and competition of all kinds are stifled by the rebating system of the wholesalers and their fluctuating prices to retailers made possible by the rebates which the wholesalers in turn receive from the steel trust.

There are three different prices charged the retailer by the wholesaler for plumbing material, namely, "regular," "preferred," and "special preferred." The former price quotation of the wholesalers represents from 50 to 300 per cent more than the actual cost of plumbing material laid down in Portland.

It is the price levied upon the independent, the small beginner, the honest plumber who is trying desperately to eke a living in the face of overwhelming odds. It is a price without a taint of human consideration and is demanded with the sole purpose in view of crushing the man or firm attempting to work independently or honestly.

Quotation to Retailers.
The second price, the "preferred," is the quotation given the retailer whose standing is a trifle better than the unfortunate who is making an honest effort to work independent of the vicious and fluctuating with the mercy shown the victim by the grafting wholesalers. The "regular" price is practically prohibitive, the "preferred" allows the head to remain above water with an occasional ducking.

The third price, the "special preferred," is the quotation which every member of the combine endeavors to receive. But it also is graduated, it ranges from a figure giving a reasonable profit on the cost of the material and sinks at times to a figure below the cost mark on the invoice of goods which the wholesaler from the eastern markets.

The "special preferred" is the quotation made to the big houses, the retail firms which continually crowd out the little fellow and the one next above him. It, too, is unstable and slides up and down the scale according to the whims of the market. The particular retailer receiving the price is transacting with the wholesaler.

Kept in Ignorance.
In brief, the prices quoted by the wholesaler to the retailer in varying instances, bear no more relationship to the actual cost of the plumbing goods than a corn-starch diet does to a laundry. Retailers are kept in ignorance of the wholesale prices made to each other, but the irrevocable instructions given to the "regular" goods to the big firms whose coffers may then be filled without molestation by the "bonus" graft and the "over-charge" fleeing of the public.

Rebates From Wholesalers.
The retailer who battles in the sunshine of "special preferred" prices is given an additional chance on the monopoly of trade by rebates from the wholesalers—a secret favor run in conjunction with the rebates received by the wholesaler himself.

The retailer working under the "special preferred" price list from the wholesaler, whose plumbing goods sometimes at a figure representing the "cost" to the wholesaler, is necessarily one who transacts during the course of the year, considerable business. Usually bills foot up in the hundreds, although he is buying at prices from 50 to 300 per cent more than the actual cost of the material.

(Continued on Page Two.)

SCHMITZ TO STAY IN JAIL, APPLICATION FOR BAIL DENIED

Mayor's Request Refused by Judge Dunne, Who Holds That the Fact That the Prisoner Is City's Executive Has No Particular Effect and That He Will Be Treated the Same as Any Other Convicted Man—Sheriff Is Lectured by the Court.

(Journal Special Service.)

San Francisco, June 15.—Mayor Schmitz's application for bail was denied this morning by Judge Dunne after he listened to the reading of affidavits filed by Attorney Campbell for the mayor and District Attorney Langdon for the state.

Campbell contended in his address following the reading of the affidavits that the mere verdict of a jury is in no sense final judgment, and that the mayor's bond of \$100,000 is still good and in effect until the final step is taken and judgment entered. He declared the district attorney's affidavit practically asked Judge Dunne to depose Mayor Schmitz and leave the city without an executive.

District Attorney Langdon denied that there are any administrative matters pending requiring the personal attention

of the mayor. He quoted a clause in the charter providing for the appointment of an acting mayor when the active mayor is unable to personally attend to his duties. All that would be necessary, he declared, was for the supervisors to meet and select an acting mayor.

Judge Dunne said the fact that the prisoner was mayor had no particular effect on his mind. He would treat him the same as any other prisoner. He denied the application and ordered the sheriff to perform his "full" duty. He called the sheriff before him and lectured him about the liberty given the mayor since his conviction. The sheriff said he would give Schmitz no liberty not in accordance with the law. The court granted the request of Schmitz's counsel for permission to hold conversation with their client until 1 o'clock this afternoon, after which the prisoner would be taken to the county jail.

When the heavy door of the county jail closed on Eugene Schmitz last night, the convicted mayor realized for the first time his real position. Favored by the sheriff who ignored the law to make his barren estate Schmitz has been permitted to spend his time at home scarcely guarded by a friendly deputy. The threat of District Attorney Langdon that Sheriff O'Neil would be made to answer for violation of the law in permitting Schmitz to remain out of prison, brought that official to terms and he sent Schmitz to jail in an auto.

The mayor was not put into a cell, but was permitted to spend his first night as prisoner on a cot in one of the officers' rooms. He showed plainly however, that his spirit was broken. All around were evidences of his confinement. The jailers treated him with consideration but both he and they

(Continued on Page Three.)