

Fair and cooler tonight Tuesday fair. Light, variable winds.

Table with 2 columns: Location (Boise, Seattle, Spokane, San Francisco, Portland, Vancouver, Marshfield) and Temperature.

FULTON WILL NOT BE CANDIDATE TO OPPOSE J. BOURNE

Former United States Senator Not Certain He is Most Available Candidate for U. S. Senate.

BELIEVED SELLING WILL NOW MAKE RACE

John M. Gearin Will Not Be Candidate for Democratic Nomination.

Charles W. Fulton will not be a candidate for the Republican nomination for United States senator. In a statement this morning he declares he is not convinced that he is the most available candidate to make the race against Senator Bourne, and declines to run.

Lineup of Candidates.

Apparently the Republican candidates to enter the primary will be Ben Selling, Stephen A. Lowell, of Pendleton, Senator Bourne, and J. W. Morton of Salem, providing the latter files his nominating petition.

The Democrats already announced are Walter M. Pierce of Hot Lake, Milton A. Miller of Lebanon and O. P. Cox of Roseburg. Of the name of Dr. Harry Lane is added to his friends who believe it will be. It is believed that at least one of these candidates will withdraw.

In explanation of his attitude, ex-Senator Fulton issued a lengthy statement, in which he sets forth his views on the needs of the state in national legislation and attacks Senator Bourne, declaring it important that Bourne be re-elected. He says "I am not disposed to take any step that will militate against that necessary and all-important result."

Mr. Fulton makes an interesting statement concerning his opinions upon the "Oregon system," asserting he has never opposed it, and is in accord with it in the main. He says it is now adopted and settled as the law of the state. Admitting he did not construe Statement No. 1 to mean that a Republican legislator was required to vote for a Democrat for United States senator, he adds:

"The people have construed the law (Continued on Page Two.)"

ASSERT EX-GOVERNOR GEER ATTEMPTING TO INTIMIDATE COUNCIL

Members of Street Committee Resist Criticism Contained in Letter—Geer Seeks to "Railroad" Sandy Boulevard Franchise, It is Said.

Denouncing a letter written by former Governor Geer to the members of the council street committee into "railroading" the franchise for the Sandy boulevard street extension, Councilman John H. Burgard this morning declared that he would not "stand for such methods and that he hoped no other member of the council would allow himself to be bullied by any citizen or group of citizens."

Mr. Geer, as president of the Rose City Park Improvement League, wrote personal letters to Councilmen Burgard, Baker and Schmees, chiding them for their failure to recommend the passage of the Sandy boulevard franchise before this.

PITY THE BOARDER!



FRANCO-LATIN QUARREL TAKEN TO DEMONSTRATE FAULT OF ARBITRATION

French Statesmen Believe Row Illustrates Impracticability of President Taft's Scheme Which They Regard as "Dead as a Door Nail."

Paris, Feb. 19.—President Taft's scheme to arbitrate questions involving national honor is believed here to be as dead as the proverbial door nail. Slowly the eyes of the statesmen are opening, so it is said, to the fact that the recent quarrel with Italy clearly demonstrated its utter impracticability. For should governments agree to arbitrate such cases, public opinion would force action of an entirely different sort.

The seizure of the French steamer Madouba and the arrest of the 29 Red Crescent hospital attaches by the Italians, caused France to blaze with indignation. The Italian consulate at Marseilles was guarded by the police to prevent attack. When Italy suggested taking the affair to The Hague, a cry of "Never!" returned to the French flag.

JUSTICE TO SET ASIDE 30-YEAR TERM OF VALET

New York, Feb. 19.—Justice Gerard this afternoon expects to sit and the 30-year prison sentence against Folke E. Brandt, former valet to Millionaire Mortimer Schiff, who is said to have been "railroaded" on a burglary charge to save the name of a woman member of the Schiff household.

PITNEY OF NEW JERSEY NAMED FOR SUPREME COURT BY PRESIDENT

Nomination of Chancellor to Take Place on Bench Made Vacant by Death of Justice Harlan, Sent to Senate by Taft.

Washington, Feb. 19.—President Taft today sent to the senate the nomination of Mahlon Pitney, chancellor of the state of New Jersey, to be an associate justice of the United States supreme court.

Mahlon Pitney was born at Morris-town, N. J., February 5, 1858. His father was Henry C. Pitney, vice chancellor of New Jersey. He graduated from Princeton in 1878 and married Miss Florence T. Shelton November 14, 1881. In 1895 he was elected to congress, serving until 1899 when he resigned. He was president of the New Jersey senate in 1901, associate justice of the supreme court of New Jersey from 1901 to 1908 and elected chancellor of New Jersey in 1908 to serve until 1915.

Pitney Enemy of Labor. Des Moines, Iowa, Feb. 19.—That the nomination by President Taft of Mahlon Pitney to the supreme court is a blow to labor because of Pitney's attitude toward picketing, was the declaration of a labor leader here today.

Yakima Street Car Held Up. North Yakima, Wash., Feb. 19.—A lone highwayman held up a street car last night at the Maple street bridge. He got \$30 and two watches.

TVEITMOE AND CLANCY HELD ON INDIANAPOLIS DYNAMITE TRUE BILLS

California Labor Leaders Are Arrested on Federal Indictments Charging Them With Complicity in Country-wide Plots.

San Francisco, Feb. 19.—Daf A. Tveitmoe, secretary of the California State Building Trades Council, and E. A. Clancy, former member of the executive board of the International Association of Bridge and Structural Ironworkers, were arrested here today by United States deputy marshals on indictments found at Indianapolis, charging them with complicity in a country wide dynamite plot.

Tveitmoe and Clancy arrived from Los Angeles Sunday in accordance with an agreement with United States Marshal T. C. Elliott. Immediately upon their release the indicted men, through their attorneys, announced that extradition from San Francisco to Indianapolis would be resisted.

Taft to Speak in Chicago. Washington, Feb. 19.—Announcement was made at the White House today that President Taft will visit Chicago, March 9. He will make five speeches there.

MILITIAMEN CLUB WOMEN PLEADING STRIKERS' CAUSE

Without Warning Troops Dash Into Band of 100 Urging Textile Workers Not to "Return to Work and Scab."

INTIMIDATION CHARGE PLACED AGAINST TWO

Several of Picketers Thrown Heavily to Ground, Sustaining Painful Bruises

(United Press Local Wire.) Lawrence, Mass., Feb. 19.—Without warning and apparently without cause, a detachment of infantry today, aided by 200 police and 15 cavalrymen, charged a body of 100 women, composed of striking textile workers, who had gathered on the common here, pleading with other operatives "not to return to work and scab." Three of the women picketers were arrested on charges of intimidation and disorderly conduct.

Dispersed by militiamen whenever men picketers attempted to approach strikers, leaders of the textile workers, hit upon the plan of using women for this work. The plan, however, was betrayed to the police, and when the women gathered on the common, the police and militiamen were in waiting.

No Warning Given to Women. The charge came when several of the women approached a body of men who were on their way to the mills. No warning to stop picketing was given by either the police or militiamen. Instead the police and soldiers with drawn clubs and bayonets swept down on the body of picketers, knocking down the women right and left.

Several of the picketers were thrown heavily to the ground, sustaining painful bruises but no casualties were reported.

Women File Quietly Away. An attempt at retaliation was made either by the women picketers or other strikers. Instead the women filed quietly and separately to their homes.

"This is another instance," said a strike leader today, "of the unfair tactics of the mill owners in striving to force us into submission. The women had violated no city ordinance but were approaching the strikebreakers in an orderly manner merely asking that they join the strikers. Had the women been ordered to stop picketing they would have dispersed quietly. There was no occasion for the charge. It was brutal and unwarranted, and it is such tactics that have caused the strikers to assert that they will die rather than submit."

U. S. SUPREME COURT UPHOLDS CONSTITUTIONALITY OF OREGON INITIATIVE AND REFERENDUM

ABSOLUTE DEFEAT OF PLAN ADMITTED BY OBSTRUCTIONIST

"Must Take Decision Philosophically," Says Duniway; Clear Victory Asserts Deputy City Attorney.

(United Press Local Wire.) Washington, Feb. 19.—Practical affirmation that the principle of the initiative and referendum, as enacted in Oregon, is constitutional, came here today when the United States supreme court refused to take jurisdiction in test suits contesting the validity of the laws.

The decision of the United States supreme court, which was unanimous, affects many states where direct legislation agitation is before the people. Chief Justice White delivered the opinion. He said:

"The issue is political and governmental, and therefore is not within the reach of the judicial power. It follows that the case present is not within our jurisdiction, and the writ of error therefore must be, and is, dismissed for want of jurisdiction."

The decision of the court leaves the Oregon laws in free and untrammelled operation unless some contrary action to override them should be taken by congress.

Deputy City Attorney Benbow, who took part in the case as a representative of the city in the suit brought by Kiernan today explained the decision as follows:

"The refusal of the supreme court to take jurisdiction means that we have won a clear victory. One of the contentions of the attorneys for the state and for the city of Portland was that the subject matter is a political question which view has been upheld by the supreme court."

In other words, the question as to whether the initiative and referendum make any departure from a republican form of government is a political matter to be determined by congress, not by the courts. Congress raised no objection to the popular government system when Oklahoma applied for admission as a state with a constitution that included the initiative and referendum.

Congress has raised no objection to the Oregon system, but has recognized it and admitted its representatives in congress in all respects upon the same footing as those from other states. The decision of the supreme court sustains our position that a political question was involved in which the courts could not interfere."

Later on the question was raised in the case of Frank Kiernan against the city of Portland. Kiernan, a city citizen and taxpayer of the city, sought an injunction against the issuance of bonds by the city to build a bridge. The bond issue had been authorized by initiative legislation, and the initiative amendment to the Oregon constitution was attacked on the same ground as in the earlier case, but other amendments to the constitution reserving to the municipalities of the state further rights as to all local and municipal legislation, and prohibiting the assembly from amending or repealing the charter of any municipality, were included in the attack. Kiernan contended that these amendments, in effect, set up a state within a state.

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INSANE CHINESE KILLS TWO UNCLE'S, OWNERS OF SEATTLE LAUNDRY

Woo Fong Gow Is Reloading Army Revolver Beside Them When Discovered; Examination for Sanity Weeks Ago Resulted in Release.

(United Press Local Wire.) Seattle, Wash., Feb. 19.—Hopelessly insane, Woo Fong Gow is in jail today, charged with the murder of his two uncles, Wah Ting Gip and Woo Chee Gip, laundry proprietors. The two Chinese were found dead in their beds yesterday with bullet holes in their heads. Standing over them was their nephew reloading an army revolver. He escaped, but was later captured on the shore of Lake Washington.

A few weeks ago Woo Fong Gow was examined for his sanity, but was released.

RECENT SCENE OF TEXTILE WORKERS' STRIKE AT LAWRENCE, MASS.



Detachment of the Massachusetts state militia forcing back a crowd of striking textile workers at the point of their bayonets.

SEATTLE'S 74,619 REGISTERED VOTERS DECIDE TOMORROW WHO WILL RUN FOR MAYORALTY

HI GILL, Though Recalled a Year Ago and Though Exponent of a "Porterhouse Steak," Wide-open Town, Will Be Next Mayor, Even Bets Say; On the Clean Citizenship Platform George Cotterill is Running; Parish Hasn't Lined Up.

Seattle, Wash., Feb. 19.—Closing rallies in the municipal campaign, before tomorrow's primaries, will be held by each of the four candidates for mayor this evening. The candidates are former Mayor H. C. Gill, who was recalled last year; former Senator George F. Cotterill, former County Assessor Thomas A. Parish, and H. M. Wells, Socialist. Two candidates for mayor and 10 candidates for councilmen will be nominated tomorrow for the March election.

(Special to The Journal.) Seattle, Wash., Feb. 19.—The mighty silent vote of the biggest polling list Seattle has yet had is likely to throw some surprises into the men who are directing the campaigns of the mayorality candidates in the primary contest that will be decided at the polls next Tuesday.

Butting it even that Hiram C. Gill, who was recalled as mayor a year ago, will be the next mayor. There has all along been plenty of money that he would land in the primary. That is practically undisputed by his opponents, and wagers on his election as mayor, no matter who runs against him, whether it be George F. Cotterill, former state senator, or Thomas A. Parish, who resigned as state tax commissioner to enter the mayoralty race.

The betting on Parish landing as Gill's opponent is even. Cotterill does not figure in many wagers made so far, except in a book that is open at 10 to 3 that the better cannot pick the other of the first three candidates. This is the only opportunity to pick Kulek M. Wells, the Socialist candidate, as being in the running for the two men who will finally contest for mayor at the election, March 5.

Wells' odds are assessed at 10 to 1. With 74,619 names on the poll books, it is estimated that from 40,000 to 65,000 votes will be cast at the primary. Gill, on the recall, got about 25,000, and was defeated by Mayor Dilling by about 6000. Conceding that he will score in the primary a net loss of 4000, he is pretty certain of getting in to the finals. The Parish and Cotterill men are working on the supposition that Gill will at least do as good as this. Gill has plenty of moneyed friends and he has the show to carry on a brisk automobile campaign.

Cotterill Gold Residence Vote. Cotterill is in the same boat as to funds, and his manager, Edgar C. Snyder, secretary of the Republican state central committee, is a competent worker and organizer, and Cotterill himself is a hot campaigner. Sixty per cent of the clergymen in the city are for Cotterill, and he is expected to draw a heavy vote from the residence districts. Both he and Gill on the stump are saying for each other that the people are tired of getting in to the primary, but that nobody knows where Parish stands. Parish says he is for a policy having for its chief object the rebuilding of the city and reasonable enforcement of the law.

Socialists Will Figure Heavily. The Socialists claim a membership of 5000 and say that they will poll 15,000 votes in the primary. They are making an energetic canvass, have had large meetings and are working the political game by house to house visits to get the people in line for their candidates. Other estimates of the vote they are likely to poll run from 1000 to 10,000. Gill and Cotterill are practically fighting alone on the public platform, and their downtown meetings have been largely empty. The Socialist platform by Republicans who try to stir the crowds to enthusiasm. They are (Continued on Page Seven.)