

LAST HOPE OF "WETS" EXPLODED

Prohibition Amendment and Enforcement Act Held Constitutional by United States Supreme Court

OPINIONS SWEEPING AND LEAVES NO DOUBTS

Selling of Liquor With More Than One Half Per Cent Alcohol Unlawful

WASHINGTON, June 7.—The prohibition amendment and the enforcement act were held constitutional by the supreme court today in an unanimous decision.

While attorneys for the interests attacking the two measures were granted permission to file motions for re-hearing, the decision was regarded generally as striking a death blow to the hopes of the wets. The court's opinion, rendered by Justice Vandewater, was sweeping. It held that the amendment not only came within the amending powers conferred by the federal constitution, but was lawfully proposed and now was law. While recognizing that congress has limitations as to the enforcement of laws regarding beverages, the court held these limits were not transcended in the enactment of the enforcement act restricting alcoholic content of intoxicants to one-half per cent.

While New York, New Jersey and Wisconsin acts permitting manufacture and sale of beverages of more than one-half per cent alcoholic content were not directly involved, the decision was interpreted as invalidating them. The court said the first section of the amendment of its own force "invalidates any legislative act 'whether by congress, by a state legislature or by a territorial assembly'—which authorizes or sanctions what the section prohibits."

Concurrent power guaranteed by the amendment to federal and state governments to enforce prohibition, the court further held, "does not enable congress or the several states to defeat or thwart prohibition, but only to enforce it by appropriate means."

The decision was set forth in 11 conclusions covering seven proceedings. These proceedings included original suits brought by Rhode Island, directly attacking the constitutionality of the amendment.

While agreeing as to the validity of the amendment and enforcement act, Justices McKenna and Clarke dissented from the majority interpretation of the concurrent power of federal and state governments to enforce prohibition. Chief Justice White held that the court should set forth the reasoning for its decision. He did this in a supplemental opinion.

Justice McReynolds in a statement declared he was of the opinion that it was impossible to say now what construction should be given to the amendment. He added that because "of the bewildering which the amendment creates" he preferred to remain free to consider the questions which will "inevitably arise and demand solution."

The decision set at rest contentions previously laid before the court that the amendment could not affect alcoholic liquors manufactured prior to January 16, when the amendment became effective. The court held that the amendment applied to such liquors just the same as produced before that time.

Regarding arguments that a state having constitutional referendum provisions could not have been said to have ratified the amendment until it had been submitted to the voters, the court cited its opinion rendered last Monday in the Ohio referendum cases in which it held such referendum provisions do not apply to federal amendments.

Only one prohibition case of importance remains undecided. It is an appeal from New York involving the constitutionality of portions of the enforcement act prohibiting storage in warehouses of intoxicating liquors designed for personal use. This case, with the court's adjournment today for the summer, cannot be decided before October at the earliest.

ORCHARD TRACT SOLD.
MEDFORD, Or., June 7.—The Sun Crest orchards, one of the show places of the Rogue River valley, has been sold to the J. P. Jones company for \$250,000, the largest sum ever involved in an orchard transaction in this section. It became known here today.

The deal involves 461 acres of bearing orchard, mostly Bartlett and Danjon pears and modern equipment. Mr. Jones represented the Jones Brothers company, manufacturers of fruit juices, for drinks, and contemplates the erection of a cannery here it was said.

MORE BANKS BECOME STATE DEPOSITORIES

NINETEEN ADDED TO LIST BY STATE TREASURER HOFF

Total Is Now Nearly 200—United States National Bank of Salem Retained as Active Depositor

Nineteen Oregon banks were yesterday added by O. P. Hoff, state treasurer, to the list of depositories for state funds, bringing the total number up to nearly 200. The United States National Bank of Salem is retained as the active depository.

The newly added banks are: Scandinavian-American bank, Astoria; Baker Loan & Trust company, Baker; First National Bank, Baker; Brookings State Bank, Brookings; State and Savings Bank, Carlton; First National bank, Gardiner; Curry County Bank, Gold Beach; Bank of Gresham, Gresham; Bank of Ione, Ione; Bank of Lakeview, Lakeview; First National Bank, Lakeview; State Bank, Lostine; First National Bank, McMinnville; Citizens Bank, Metolius; State Bank, Mill City; Mosier Valley Bank, Mosier; Broadway Bank, Portland; Peoples Bank, Portland; First Bank of Tigard, Tigard.

GAS SAVED TO HELP USTATE

Conservation in Portland Allows Other Oregon Cities Larger Supply

PORTLAND, Or., June 7.—Assurance that the gasoline conservation program is saving sufficient gasoline here to ship upstate points and also providing a reserve for use during the convention period, two weeks hence, was received today by Mayor Baker from representatives of the oil companies.

That Mayor Baker has dispatched messages to members of the Oregon congressional delegation in an effort to focus the light of a government investigation on the coast gasoline shortage, became known today. The mayor admitted he had telegraphed to Senator McNary and Representative McArthur to obtain certain facts concerning the shortage. "We face a serious shortage," he said, "certain rumors have been going the rounds and the average citizen is puzzled by these statements. I am determined to obtain facts which will aid us in learning the reason for the shortage and I believe that through official channels in Washington, such information can be obtained."

General Pershing Asks to Retire

WASHINGTON, June 7.—General Pershing wrote Secretary Baker today asking permission to retire from active service "within the next few months."

The former commander of the American expeditionary forces declared that after the completion of work incident to the recently enacted army reorganization bill his formal duties would require only a portion of his time and therefore he wished to be "free to engage in something more active."

GOVERNMENT SELLS LUMBER.

PORTLAND, June 7.—Virgin timber, covering 500 acres in the Columbia national reserve on Dry creek, Or., is being advertised by the government. The timber amounts to 15,000,000 feet and is composed of Douglas fir, western red cedar, western white pine and hemlock. Prices of \$1.50 a thousand feet for Douglas fir and cedar, \$2 a thousand for western pine and 50 cents for hemlock are being asked.

THOMPSON DECLINES ELECTION.

CHICAGO, June 7.—Mayor William Hale Thompson of Chicago today issued a signed statement in which he declined to be a candidate for re-election as Republican national committeeman. Mayor Thompson's action was taken, he said, because he "cannot and will not accept election to an office the fulfillment of the duties of which might make a party to the purchase of the high office of president of the United States."

WOMEN ASK REPRESENTATION

CHICAGO, June 7.—Suffragists will present the convention rules committee a request for equal representation on the national committee's executive committee. A demand from the national association opposed to woman suffrage that the demands of the suffragists be denied, also will be offered.

Opponents of suffrage presented their demands today to General Coleman Dupont of Delaware, and Captain Victor Heintz, regional director of the national committee.

OREGON GETS PATROL FUNDS.

PORTLAND, June 4.—Of the \$50,000 federal appropriation made for this season's forest airplane patrol, \$12,000 has been allotted to Oregon, according to advices received today from Washington by George Cecil, district forester. The money will be available July 1.

PRISONERS MAKE QUICK GETAWAY

E. A. Gardner, Tom Wing and Unidentified Man, All Slat for McNeil's Island Over Power Guard in Depot

PORTLAND POLICE AND SEARCH FOR FUGITIVES

Union Station Scene of Daring Escape When Men Snatch Pistol and Disappear

PORTLAND, Or., June 7.—E. A. Gardner, 35, Tom Wing, 40, Chinese, and a man whose name is not known to the police, tonight overpowered W. E. Kavanagh, a guard who was taking them to McNeil's island penitentiary to serve sentences, and escaped. The men leaped on Kavanagh in the crowded Union station, wrestled his pistol from him and fled. Gardner was under sentence of 25 years in the federal penitentiary for train robbery in California, Guard Kavanagh told the Portland police, who were summoned to aid in the search for the three fugitives.

JONES CALLS VETO 'CALAMITY'

Presidents Action on Water Power Bill Pronounced Disastrous by Senator

WASHINGTON, June 7.—Senator Jones, Republican, Washington, in a statement tonight characterized President Wilson's "pocket veto" of the waterpower bill as "little short of a calamity to the country." He was one of the joint authors of the measure and chairman of the conference committee which compromised the differences between the senate and house on water power legislation.

"I do not know why the president did it," said his statement. "The excuse given, and it is nothing more than an excuse, is that it came to the president too late. The bill was sent to the president at 1:15 p. m. on the 31st day of May, 1920. He had it throughout the week. That was ample time to study it and if there was a valid objection to it, he should have made it known and given congress a chance to meet as he did in the case of the budget bill which was sent to him about the same time. He denounces the Republicans for failure to act upon important matters. The time spent in doing this examining and signing this bill, 'With the imperative need of conserving coal and oil, with the great demand for power for manufacturing and transportation, with its importance to national preparedness, it is hard to conceive of an objection that can justify the defeat of this legislation.'"

Delegates for G. A. R. Arrive in Astoria

ASTORIA, Or., June 7.—Scores of delegates from the various parts of Oregon arrived today and tonight for the 39th annual convention of the department of Oregon, Grand Army of the Republic and the conventions of the affiliated organizations, the women's relief corps, the ladies of the G. A. R., and the Daughters of Veterans to open tomorrow. The convention will last four days. The final event of the program being a big salmon feed Friday evening.

Traffic Manager Comes for Co-operative Concern

J. H. Frazier arrived in the city yesterday to accept a position as traffic manager for the Oregon Growers Cooperative association, with offices in the Masonic temple. Mr. Frazier has been connected with the J. E. Sissler company of Yakima, Wash., for some time. J. E. Clifford will arrive June 13, to accept the position of manager of the dry fruits department. The rapid development of the business has necessitated adding several members to the office force of the company.

ROBBERS INTERRUPT WEDDING.

LOS ANGELES, June 7.—Two masked bandits interrupted a wedding dinner in the Wilshire district tonight and groom, Captain Edward W. Moses and the groomsmen, Lieutenant Robert R. Lester, both of Kansas City, and Everett Holmes of Los Angeles, brother to the bride, were shot and seriously wounded when they grappled with the intruders.

ASTORIA UNABLE TO DISLodge THIS CITY

SALEM REMAINS IN SECOND PLACE IN BANK DEPOSITS

Thirty-Six Towns in State Have Million or More in Banks, Bennett Reports

Cities and towns in Oregon whose bank deposits aggregate \$1,000,000 or more number 36, according to a report prepared yesterday by Will H. Bennett, state superintendent of banks.

Portland, Salem, Astoria, Pendleton and Eugene remain in the same order as at the last previous report. Klamath Falls, Albany, Medford, Oregon City, Corvallis, Roseburg, Bend, and Newberg each have moved up one place, while Grants Pass and Tillamook have moved up two places. Dallas, Enterprise and Vale again appear on the list.

The total deposits in the banks of the state on May 4 amounted to \$286,568,888.54 which is an increase of \$7,962,100.67 since February 28, 1926, and an increase of \$39,387,120.63 since May 12, 1919.

In comparing the figures with a similar list for February 28, 1920, says Superintendent Bennett, "deposits in most of the towns show an increase. Portland deposits have increased \$690,236.63."

Wenatchee in Arms Over Gas Shortage

WENATCHEE, Wash., June 7.—Orchardists and businessmen of this locality at a meeting tonight inaugurated a movement looking to the placing of an embargo on the export of gasoline, it being declared that one ship left Seattle for Japan last week. "Whole shiploads are being shipped elsewhere as well," speakers declared.

Resolutions adopted declared the growers had been encouraged to sell their horses and purchase automobiles, automobile trucks and tractors, and it was demanded that the oil companies carry out the alleged implied contract to supply the required gasoline and distillate.

Immigration Committee to Look Into Jap Affairs

WASHINGTON, June 7.—Investigation of the Japanese immigration question will be made on the Pacific coast during the summer by members of the house immigration committee.

Representative Johnson of Washington, chairman of the committee, announced late today that at least five members of the committee would conduct the inquiry, which will cover all Pacific coast states and concentrate in California. The decision was reached at a conference today between Chairman Johnson and Senator Phelan, Democrat, California. The latter asked that the committee investigate the situation, with a view to renewing efforts to pass pending legislation which would bar Japanese children born in this country from acquiring citizenship.

TWO CASES DISMISSED.

PORTLAND, June 7.—Circuit Court Judge John McCourt today dismissed indictments against Michael Stejwa and Joseph Orman, charged with violating the state criminal syndicalism act, "as a demonstration that they are living in a country in broadminded and liberal, and that the action of dismissal will go further toward restoring their confidence than any additional punishment."

ROBINS HURT BERRIES

PORTLAND, Or., June 7.—Because of its destructive proclivities in the strawberry fields and cherry orchards, State Game Warden Burdick is being besieged with letters from fruit growers who appeal for some sort of protection against the robin.

CONDON WOOL SOLD

CONDON, Ore., June 4.—At a wool sale here yesterday two carloads of more than 1,000,000 pounds offered, were bought by G. F. Sharp at 52 to 54 1/2 cents for extra fine wool. There were no offerings for the remainder. It was announced that a second sale will be held soon.

RAIN ADDS MILLIONS TO CROPS

PORTLAND, Or., June 7.—Rain which started yesterday here became general over Oregon today and reports from all districts showed crops had been greatly benefited. Up to the time when the present rain began there was a deficiency of more than eight inches of rainfall for the season.

McCAMANT DISREGARDS STATE'S WISH

Judge Refuses to Vote for Johnson with Other Oregon Delegates—Says Election Does Not Bind Him

PORTLANDER CONTENTS HE IS STRONG WOOD MAN

Will Stand Behind General to the End—Convention Must Settle Question

CHICAGO, June 7.—Refusal of one of Oregon's ten delegates, Judge Wallace McCamant of Portland, to vote in accordance with the result of the Oregon primary, won by Senator Johnson, today developed an unprecedented problem for the convention, involving adherence to or freedom from instructions for all primary chosen delegates for all candidates. A spirited and protracted fight in the midst of the first ballot was expected.

Judge McCamant has given notice that he will vote for General Wood, because he contends, his own election did not bind him to Senator Johnson.

The Oregon delegate contends that as he was a recognized Wood supporter before the primary, the state preference for Johnson is not obligatory upon him. The other nine Oregonians however, are to vote for Johnson.

The question presented, veteran leaders declared, is new and its decision is up to the convention during the call of the first ballot.

While the immediate question affects only one Wood or Johnson vote, the principle to be established is regarded as affecting all primary elected delegates of every candidate. A decision sustaining the Oregon delegate, it was said might operate to give freedom from instructions to all such delegates.

Senator Johnson has given notice that he expects a solid Oregon vote and will fight for it, asserting violation of a state primary instruction is "dishonorable."

The Oregon case, he said, is the only situation of its kind among the Johnson delegates. Four Nebraska district delegates, however, have declared they would vote for Wood despite the state victory for Johnson.

AGRICULTURAL WORK REDUCED

Department to Curtail Experiments—Many Northwest Stations Involved

WASHINGTON, June 5.—Secretary Meredith, in a statement tonight outlined more than half a hundred department of agriculture activities which, he said, would have to be abandoned as the result of reduction in the appropriations carried in the annual agricultural bill.

The agricultural bill appropriated approximately \$1,000,000, which Secretary Meredith said, was \$500,000 less than the department's estimates of its needs and \$2,185,000 less than provided in the appropriation act for the present year.

"Many field stations will have to be closed. This includes all the stations in North Carolina and Tennessee and those at Burns, Or., and Lind, Wash."

"Work toward preventing cereal diseases must be discontinued at the stations at Ithica, N. Y., Lansing, Mich.; Auburn, Ala.; Tucson, Ariz., and Corvallis, Or., and must greatly reduce at many other stations, including Pullan, Wash."

"Stations at which problems in irrigation, agriculture are studied, will have to be abandoned at San Antonio, Texas, Umatilla, Or., and Newlands, Nev."

"The investigation work at three out of the four forest experiment stations on the western forests must be discontinued."

"Work toward preventing spoilage during shipment of poultry, eggs and fish must be curtailed in several directions."

"The project designed to give advice to cities concerning their marketing problems must be discontinued."

"It will be necessary to discontinue work to develop direct marketing of farm products by parcel post, express and otherwise."

RELIEF IS PROMISED IN SHORTAGE OF GAS

UNTIL JULY 8 SUPPLY IS NORMAL FOR ESSENTIAL USE

Pleasure Cars May Run 30 Per Cent of Normal Mileage, Says Message to Governor

Voluntary conservation of gasoline by motor car owners has brought results, and in a telegram to Governor Elliott yesterday, J. E. Bailey of Portland, district sales manager of the Standard Oil company, said that from now until July 8 a sufficient supply of gasoline will be available to enable all essential industries to function normally and pleasure cars to operate up to about 30 per cent of their normal mileage.

Motorists of Portland particularly are credited with conserving the available supply and relieving the shortage. To betterment in the car's earlier situation also is attributed the relieved situation, which will apply to all stations in Oregon.

The company asks that conservation by motorists continue.

AUSTIN GUARDED BY STATE TROOPS

Strike of Longshoremen Causes Texas City to be Placed Under Martial Law

AUSTIN, Tex., June 7.—State troops tonight were arriving at Galveston placed under martial law today by Governor W. P. Hobby. His action was brought about by the reported serious congestion of freight shipments there as a result of a strike of longshoremen. It was stated that 1000 troops would arrive by tomorrow. The situation was reported quiet.

In a statement late today Governor Hobby said he regretted the necessity of sending troops but added that the freight congestion had reached the point where it was a question whether the best interests of the state should be "subordinated to a local controversy."

DEMOCRATIC PLANS SHAPE UP

Work Starts in Auditorium at San Francisco—Convention Heads Gather

SAN FRANCISCO, June 7.—Plans for the Democratic national convention in San Francisco, beginning on June 28, took definite shape today with the commencement of preliminary carpenter work inside the Civic auditorium, which is to be the scene of the assemblage, and the arrival of J. Bruce Kremer, vice chairman of the Democratic national committee, and national committeemen from Montana.

Homer S. Cummings of Connecticut, chairman of the national Democratic committee, is expected to arrive later in the week, according to announcement today of George F. Mara, Mr. Cummings' assistant.

After conferring with Mr. Mara, who has been in San Francisco since January and Mr. Cummings' assistant, and has been making preliminary arrangements for the convention, Mr. Kremer expressed himself in a statement as "well pleased" with the preliminary plans and arrangements.

"The San Francisco convention," he said, "will be the most enthusiastic assemblage of confident Democrats that has met in years."

The nominee? He will be one who believes strongly in constitutional government, who subscribes to the true principles of Americanism, who believes in equality before the law, who is in accord with the great policies exemplified in the last seven years in the stabilization of our governmental affairs, one who is in sympathy with the policy of exact justice to the great and small, one who believes that our service to humanity has just begun and should be continued until our full measure of our service is rendered. In other words, he will be a true Democrat.

"His name? This will be definitely answered by the balloting in the convention, rather than by a political prophet."

In connection with the coming convention it became known today that Attorney General A. Mitchell Palmer had engaged a suite of rooms at the Palace hotel for June 25.

SODAS BECOME UNLAWFUL.

PORTLAND, June 2.—Wholesalers works of Portland and vicinity were declared today by Assistant United States Attorney Austin Flegel to be just as responsible as the dealers who have been selling "soft" drinks in their establishments which became highly alcoholic under a process of fermentation. Mr. Flegel declared the so-called "soft" drinks should not be sold in quantities greater than the daily needs of the retailers.

Seven soft drink places were raided here Tuesday night and large quantities of fermenting drinks confiscated. According to the police, drunken men were found in all of the places.

CONVENTION TURMOIL OF INDECISION

Delegates Unsettled and Without Leaders—Talk of Dark Horse Grows—Platform Drawn up Amid Differences

JOHNSON MAKES CAMPAIGN SPEECH

Senator Arrives in Chicago and Addresses Large Crowd Concerning Policy

CHICAGO, June 7.—Its old-time leaders unshaken and its favorite for the presidency deadlocked, the Republican party will begin its national convention tomorrow under conditions of uneasy calm, unparalleled in recent political history.

Unhushed, and largely unorganized, delegates were asking one another tonight in what direction they were straying and when a master would arise to lead them out of the wilderness of their own indecision.

In the noisy turmoil of convention, the only definable trend seemed to be driving Wood, Lowden and Johnson into a dead-end fight which it was recognized might destroy them all. The old timers, reflecting the it is but a step from a dead-end convention to a stampeded convention, wondered what might happen next, unless some tried and trusted leader settled himself in the saddle.

It became apparent that unless there came a dramatic and unexpected change, the first ballot on Wednesday or Thursday will result in votes for between 15 and 20 candidates, with scarcely more than half enough to nominate in the Wood, Lowden or Johnson column.

Republican platform builders reported substantial progress today on tentative drafts, with promise of quick action by the resolutions committee as a result of preliminary work. Group differences remained, but leaders said there were higher hopes of a "harmony" platform after the planks are smoothed and the shavings swept out in committee.

The league of nations plank continued today to engender several groups. Another difference loomed over labor politics, including demands for endorsing anti-strike and similar legislation. Settlements, however, were predicted.

The supreme court's decision on prohibition brought forth renewed discussion of a prohibition plank. Prohibition advocates were planning to urge a strong enforcement plank with a declaration against any "hard and wine" amendments of the Volstead law. Many party leaders, however, favored only a strong "law enforcement" plank.

Both factions in the treaty dispute worked many hours today, with the hope of leaders that solution partially, if not entirely satisfactory in all, would be found.

The resolutions committee tomorrow is expected to begin soon after the convention's opening. Unhatched hearings.

Committee members were chosen in the state caucuses today with virtually all leaders among the membership.

For the committee chairmanship, Senator Watson of Indiana, and Ogden L. Mills of New York, were the only open candidates.

The national board of farm organizations finally completed the agricultural plank it was asked to include. One would exact a party pledge for agricultural representation in the cabinet and federal commissions. Other planks asked for are:

A pledge that farmers shall have full, free and unquestioned right of cooperative marketing of products and purchase of supplies, and protection against discrimination.

Effective national control over the bankers and other industries engaged in the manufacture, transportation and distribution of farm products.

Legislation to check the "evils of farm tenancy," the perpetuation and strengthening of the federal farm loan system, the improvement of farm loan facilities and the inauguration of a system for co-operative personal credit, provision to accord agriculture the same consideration in tariff legislation as is accorded to other interests; conservation of coal, oil, waterpower, and protection of commercial timber lands; repeal of laws restricting rights of free speech, free press and peaceable assemblages, and opposition to compulsory military training.

Johnson Makes Speech.
CHICAGO, June 7.—At a convention here popular rally tonight Senator Hiram Johnson declared the Republican party must not "hide or crouch" on the treaty issue, and must see it goes before the country with "clean hands."

Speaking to a capacity audience in the big auditorium where the 1916 progressive national convention was held, the California candi-