

DAILY CAPITAL JOURNAL.

RULES AGAINST THE DEFENSE

Meeting Is Joyous As a Democratic Love Feast

WESTERN UNION YIELDS WILL BE NO STRIKE

Telegraphers Make Compromise Settlement With Western Union and Are Now Negotiating With the Postal Union Management

New York, June 20.—An agreement has been reached between the operators and the telegraph company, and there will be no strike.

The operators will now turn their attention to the Postal for an agreement. The Union agreed to meet the Western half way, both deciding the Western Union will make the promised ten per cent increase in wages all over the country; abolish the sliding scale; have a standard rating of pay obtain for all wires, and all extra men to receive the ten per cent increase. In return the union waives the eight-hour day and

the demand that the company furnish operators with typewriters. Clowry submitted these concessions in a letter to Neill.

It was agreed that grievances not covered by the concessions be left to a committee of employees and district superintendents, subject to arbitration. It was specified in the company's letter that there had not been and would not be any discrimination by the company against members of the union. Clowry says if it can be shown any employee was discriminated against or dismissed because he joined the union, he will be restored to his position. He says the company is not trying to apply the sliding scale.

Got Theirs Suddenly.

North Yakima, June 20.—Five members of the McGinnis gang Monday afternoon pleaded guilty before Judge Rigg to boxcar looting and various petty larcenies committed around here. Their names are Walter and Wiley McGinnis, James Parker, Andy Smith and J. B. Darnell. The prisoners were sent to the penitentiary. Under the new law the judge has no jurisdiction with respect to the extent of the punishment inflicted, it being left to the discretion of the board of control.

The wives and children of the prisoners were in court when the sentence was passed. The women wept, the children screamed and the courtroom presented a scene of turmoil.

EACH ACCUSES OTHER PLAYING POLITICS

Both Sides Guilty of "Skulduggery"—Sheep and Cattlemen Met By Government Officials From the Interior Department

Denver, June 20.—The land convention this morning bordered on a mob in trying to decide the credentials of delegates. Colorado has more delegates than all the other states represented, and Wyoming is next. These states oppose the administration's policy. Senator Smoot is the chief defender of the administration, and denounces the makeup of the convention as unfair, and also as a subterfuge to use the names of all the Western states to voice the grievances of Colorado and Wyoming. Then Pinchot spoke. Pinchot's speech started a flood of questions, and the chairman interfered to prevent a scene. Pinchot held his own in answering, and it was finally decided that Pinchot and E. W. Bell, of Montana, debate the whole question this afternoon.

BRAIN STORM RAGES AND CAUSES DEATH

Crazed by Jealousy C. H. Reynolds Shoots and Kills Professor Geo. Herbert in the Former's Home in Portland Wednesday Afternoon

C. H. Reynolds shot and probably fatally wounded George Herbert, a musician of Walla Walla, Wash., in a rooming house in Portland at 186 Fourteenth street, at 3 o'clock yesterday afternoon, because of information innocently given by 16-year-old John Reynolds. The boy told his father that his step-mother received a strange man in the parlor Tuesday night, and when she failed to keep an appointment to meet her husband at the bathing establishment at 2:30 yesterday afternoon, Reynolds suspected mischief and went to investigate. Before leaving his bathing establishment, evidently believing a despoiler was in his home, Reynolds placed in his pocket a .38-calibre revolver, and hastened to the house. His wife had just telephoned him that she was going to a park for the afternoon, and would not be down to see him.

As Reynolds stepped up onto the front porch, he caught sight of his wife and a strange man, whom he declares he had never seen or previously heard of. The couple were within the hallway, and halted as though startled beyond measure at the sudden appearance of the husband. Scouting serious trouble, they faltered and heard the ominous words from the lips of the now thoroughly infuriated man who confronted them:

"I'm onto you." Hardly had Reynolds uttered those words, his voice shaking with uncontrollable emotion, when he whipped out his revolver and started firing at Herbert.

At the first sign of the weapon, Professor Herbert dodged and cringed behind Mrs. Reynolds, who stood as though transfixed until the first shot rang out. She then rushed into a side room, where she remained, until the entrapped music teacher, exposed to the deadly fire, received one bullet through the abdomen and one in the right hip and one that shattered his right shoulder.

In desperation, although mortally wounded, and while he was still the target for the shots of the husband, Professor Herbert made one terrific effort and dashed headlong out the front door, passing Reynolds in his flight. Three shots were fired, the marksmanship of the old scout being almost unerring, as every bullet took effect.

Bearing the mortal wounds, Professor Herbert escaped from Reynolds and ran five blocks to White's pharmacy, at Tenth and Morrison streets, where he sank, crying for help. Dr. White immediately notified Dr. A. Tilzer, who ordered the removal of the patient to the Good Samaritan hospital, where an operation was performed in the hope of saving his life. The bullets had pierced the intestines, making 12 perforations, and from the outset little hope was held out for his recovery. Herbert died this morning.

To Feed Wheeler.

New York, June 20.—The University of California Club tonight gives a dinner in honor of President Wheeler, of the University of California.

STEAMER IN DISTRESS. Has Broken Tail Shaft, But Is in No Danger.

San Francisco, June 20.—The steamer Santa Barbara, carrying passengers and lumber, bound for San Diego from Seattle, is in distress off Point Reyes light, with a broken tail shaft. She is in no danger if sea remains calm. Rescue tugs have been sent from San Francisco.

PROGRAM CHERRY SHOW

Wednesday, July 10—1:30 p. m.

Address of welcome, Geo. F. Rodgers, mayor of Salem.

Welcome on behalf of the Salem Board of Trade, H. B. Thielsen, president.

Response on behalf of fruit growers and nurserymen, H. C. Atwell, Forest Grove, president Oregon State Horticultural Society.

Address, F. W. Power, Salem.

Commercial bulb growing, A. Lingham, Puyallup, Wash.

Evening Session, 8 p. m.

"Marked Line Between Inferior and Superior Nursery Stock," J. A. Stewart, Christopher, Wash.

"The Necessity of United Effort," W. D. Ingalls, North Yakima, Wash.

"The Cherry in Eastern Oregon," Judd Geer, Cove, Or., commissioner of the fifth district of Oregon.

Morning Session, Thursday.

"European Methods," J. B. Pilkington, Portland, Oregon.

"Horticultural Laws," F. A. Huntley, Tacoma, Wash., commissioner of horticulture for the state of Washington.

"Nursery Business and Legislation," G. W. R. Peaslee, Oakesdale, Wash.

"Relation of Nurserymen, Fruit-growers and Horticultural Commissioners," W. K. Newell, president of Oregon State Board of Horticulture.

Afternoon Session, Thursday.

"Some Lessons of the Past Few Years," M. O. Lowndale, LaFayette, Oregon.

"Parasitic Work in California," John Isaac, secretary California State Board of Horticulture d. —GPP Board of Horticulture.

"The Apple in Oregon," H. M. Williamson, secretary Oregon State Board of Horticulture.

"Notes of the Season," A. B. Cordist Oregon Agricultural College, Corvallis.

"Future of the Cherry on the Pacific Coast," C. I. Lewis, horticulturist Oregon Agricultural College, Corvallis.

Evening Session, 8 p. m.—Reception.

Morning Session, Friday, July 12—9:30 a. m.

"The Grape in California," Geo. C. Roeding, Fresno, Cal.

"The Walnut," Geo. P. Dekum, Portland, Oregon.

"Variation and Selection," Albert Sweetser, State University, Eugene, Oregon.

Address, W. J. Kerr, president Oregon Agricultural College, Corvallis, Oregon.

Afternoon Session Friday.

"Some Distinguishing Marks Between Superior and Inferior Seeds, Plants and Trees," A. G. Tillinghast, LaConner, Wash.

Paper, F. R. E. DeHart, Kelowna, B. C.

Address, James R. Shinn, horticulturist, Idaho Agricultural College, Moscow.

"Co-operation of Fruitgrowers," E. H. Shepard, Hood River, Oregon.

Says Both Will Run.

New York, June 20.—Congressman Sulzer declared today that Roosevelt and Bryan would certainly be the candidates. He says no combination of political leaders can prevent

FIGHT ABOUT NOTHING ARTICLES HARMLESS

Magazine Editorials Are Not Radical Or Incendiary, and Cannot Affect the Haywood Trial in Any Shape Or Manner

Boise, June 20.—Judge Wood administered a serious reverse to the defense in the Haywood case today, when in his ruling regarding the admissibility of articles in the Miners' Magazine, held that because the defendant was an officer of the union he was responsible for the publication, and because the articles offered in evidence indicated animosity toward Steunenberg, Goddard, et al., they were admissible. Darrow and Richardson held that the ruling was unjust. Wood ruled, however, that all matter offered was acceptable, excepting those published after the death of Steunenberg. A great portion of the morning session was spent by Borah monotonously reading the documentary evidence. As a matter of fact the extracts read are hardly of a revolutionary character, but more in line with ordinary utterances of trade journals. The editorials are naturally class matter, but are entirely without any advocacy of radical measures or incendiarism. Borah, after finishing their reading, offered in evidence a Colorado decision of the supreme court, overturning the eight-hour law. The defense objected, but the court admitted it, declaring it showed the decision was rendered in Colorado. Borah also got before the jury the decision in the Moyer habeas corpus proceedings.

WARM TIMES IN FRANCE

Narbonne, France, June 20.—Splinters sent to suppress the wine growers' revolt burned the camps at Warsec, but abandoned their position after being roughly handled by the populace. One man was killed and his daughter wounded by soldiers who forced the mob, and scores were injured.

Paris, June 20.—An excited debate was held in the chamber of deputies today over the protests and against the vigorous measures of the government adopted in suppressing the wine growers' revolt, and arresting the leaders. The reports show five killed and 200 injured at Narbonne, the center of the rebellion.

TO ASSASSINATE THE KING.

Anarchist Plot to Murder Victor Emanuel Discovered.

Rome, June 20.—Details of a plot hatched recently by anarchists at a meeting in Zurich to assassinate King Emanuel, of Italy, are known. Lots were drawn and the assassination task fell to two of the best-known European anarchists, Cara entering Italy are watched, and there is fear at the palace that an attempt will be made to carry out the plot.

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GOLD IN GRAVE YARD

Sydney, Australia, June 20.—Gold miners are rushing to Ballarat, where a cemetery grave digger struck gold-bearing stone. The vein is 19 inches thick, and claims are staked in the cemetery.

Told His Secret Too Soon.

New York, June 20.—James Wardell Tuesday confessed to Coroner Arcitelli and Assistant District Attorney Manley that, in furtherance of a suicide pact, he shot his wife at her flat in West Ninety-fifth street. Wardell did not know that an autopsy had disclosed that his wife was dead when he fired the bullet into her brain. Inhaling illuminating gas had caused her death.

Wardell's admission has added something unusual if not unprecedented to the annals of crime in this city. Just what charge will be based upon this acknowledgement of an intent to kill, the coroner has not made known.

Mrs. Wardell, who was 19 years old, and strikingly attractive, was found dead Monday night. Wardell told the police that his wife had shot herself after the two had agreed to die together. His courage failed him when the time came for self-destruction.

Consolidated Mines.

Boston, June 20.—The copper market today was agitated by the confirmed report that F. August Heinz and his associates will consolidate his copper mining companies, having as a nucleus the Bingham Consolidated Copper Mining Company. The Ohio Copper Company will be one of the properties to be joined with the Bingham.

Chicago Markets.

Chicago, June 20.—Wheat 92 1/2 @ 91 1/2, corn 54 @ 53 1/2, oats 46 1/2 @ 46 1/4.

Not Very Sick.

Princeton, N. J., June 20.—Cleveland stated today that he was a sick man, but not seriously ill.