

### JULY 1914 DATE SET FOR LAW TO APPLY

### Ruling Made at Salem in Suit Dealing With Workmen's Compensation Measure.

### ACT IS DECLARED EXPLICIT

### Commissioners Say That Interval Will Be Utilized in Campaign to Educate Employers and Employees in Advantages.

**SALEM, Or., Nov. 20.—(Special.)—**That the contribution and compensation act of July 20, 1913, was a declaration of the Supreme Court today, Justice Burnett writing the opinion. The court dismissed a writ of mandamus brought in the name of the Salem Hospital, to test the law, against Secretary of State Olcott that he be compelled to audit a claim.

After the decision was announced members of the Commission said that they would devote the time between now and when the law becomes effective to familiarizing themselves with their work and endeavoring to give employers and employees a better understanding of the provisions of the measure. The decision means that employers and employees have until June 30, 1914, to elect whether they shall be bound by the act and that employers cannot contribute to the benefit fund until then. Justice Burnett says the wording of the act is plain and it cannot become effective as regards contributions and compensations until June 30, 1914, because it did not become a law until that date and by the people at the recent referendum election.

### No Option Exists, Says Court.

"It is only the workman," says the court, "who sustains personal injury after this last-mentioned date, and is otherwise qualified, that is entitled to the benefits of the act and it is only for such workman that the Commission is authorized to provide hospital accommodations. Until after June 30, 1914, there cannot be any one who may enjoy the benefit of the statute, and it is axiomatic that no discharging officer can lawfully apply public funds to objects not authorized by law, and the Secretary of State was acting within his duty when he refused to audit the claim."

"Much has been said about the intent of the Legislature as a canon of construction. It was argued that the act, but for the referendum, would have taken effect June 30, 1913, when it is said, June 30, next following the taking effect of this act, which, being interpreted, signifies 37 days after the law became effective. Computation, however, is not necessarily interpretation. The legislative intent, also is controlled by the constitution, that being the paramount expression of authority of the people."

### Specific Date Set.

"The last Legislature could have said, '27 days after the taking effect of this act,' but it did not. It chose to insert in the statute a certain calendar date occurring next after the law came into force, to-wit, June 30. That does not mean December 1, as contended at the hearing, and we cannot give that significance without acting as legislators, a function forbidden to us by fundamental law. The Legislature is concerned that body must be presumed conclusively to have acted with direct reference to the possible date when the referendum so plainly written in its constitution."

### Missionary Work Proposed.

"The Commission can employ the time given by the decision to great advantage and to the benefit of employers and employees. It has this definite plan in mind of going actively over the state and meeting employers, and workers at first hand and impress upon them the advantages of the act. It is hoped that by so doing such little opposition as there now is may be entirely dispelled."

### Other Decisions Rendered.

Decisions were rendered in the following other cases today:

David Zimmerle vs. Frank E. Childers, appellant; appeal from Union; action of replevin; reversed.

Maggie S. Sullivan, et al., vs. Grift King, appellant; appeal from Union; suit for an accounting; reversed.

William Scott, appellant, vs. L. F. Hubbard, appellee; appeal from Jackson; suit to rescind contract; affirmed.

Isaac Schourmann vs. S. Mathison, et al., appellants; appeal from Multnomah; suit for personal injuries; affirmed.

H. F. Greenwood vs. Eastern Oregon Light & Power Company, appellant; appeal from Union; action for personal injuries; affirmed.

J. E. Simpson, et al., appellants, vs. A. Durbin, appellee; appeal from Marion; contest of a will; affirmed.

Adolph Haberly vs. C. T. Treudgold, et al.; appeal from Coos; a suit to quiet title; reversed.

Beth Owen vs. Minerva A. Jones, et al., appellants; appeal from Multnomah; suit to rescind contract; affirmed.

S. J. Barber vs. J. M. Toomey, et al., appellants; appeal from Multnomah; suit to foreclose mortgage; modified.

Alex McKenna, et al., appellants, vs. R. H. McElroy, et al., appellees; appeal from Grant; suit to recover expense funds paid out by the county; affirmed.

### CLEAN MEAT IS DEMANDED

**City Health Officer Marcellus Gets Ideas in Shape for Inspectors.**

With provision for two meat inspectors for the Health Bureau in 1914, City Health Officer Marcellus has commenced to formulate a campaign against impure meat. The inspection will cover the source of the meat supply thoroughly.

"The first thing I want," said Dr. Marcellus yesterday, "is proper men for the work. I shall get a thorough veterinarian for chief inspector. He must also be a man with tact. His assistant will also be a man familiar with the business and a man willing to work hard.

"The guns of the service will be trained first upon the slaughtering

places in and near the city. I will inform the inspectors that these places are not using care in the class of cattle, sheep and hogs slaughtered and must be required to live up to the law regarding food and clean meat in every respect. The men will inspect the cattle in the pens at the slaughtering places and will condemn all that are not fit for market. After this they will inspect the dressed meats and destroy all impure product by use of caustic.

"The campaign will be extended to the docks, express cars and even butcher shops as rapidly as possible."

### STATE EXHIBIT PLANNED

**Roseburg Meeting Will Act on Show-Products at Ashland.**

There will be a convention at Roseburg Thursday, December 4, to make arrangements for the proposed All-Oregon exhibit to be maintained at Ashland during 1915. Ten men and ten women of Roseburg are making a personal canvass of Douglas County to work up interest in the Oregon exhibit. A special train will be run from Ashland to Roseburg December 4, and it is expected that one or more special cars will be run from Portland.

It is proposed that the Ashland exhibit shall embrace all the vegetable and mineral products of the state. Ashland is at the end of a division of the Southern Pacific and, as there is a stop of 15 to 20 minutes there for all trains coming from the south, it is considered that an attractive display of Oregon products at or near the depot would attract large attention from persons coming north after visiting the Panama Exposition.

### BRIDGES TO LOSE LIGHTS

**Superintendent Murnane Thinks Illumination Is Excessive.**

Fewer lights than heretofore will be used on the Portland bridges according to a communication received yesterday by the County Commissioners from M. J. Murnane, Superintendent of Bridges and Ferries. Every second light on the Broadway bridge has been cut out and some of the lights on the other bridges. Mr. Murnane recommended that an electrical expert be employed to look after the lights on the bridges and in the Courthouse and other county buildings.

According to Mr. Murnane's report the lighting of the Broadway bridge has been costing the county \$200 a month. The Burnside bridge \$116, the Harmon bridge \$106 and the Harrison and Morrison bridges about \$90 each.

### VOTING DEVICES PROPOSED

**City Commission Will Consider Adopting Machines.**

Portland may adopt voting machines for use in elections hereafter, under provisions of a voting machine bill passed by the last Legislature. A delegation of representatives of voting machine manufacturers will appear before the City Commission this morning and request the adoption of the machine system.

It is probable that the Commission will order an investigation of the law as passed by the Legislature and the idea of adopting the voting machine if it is practical in elections where the voter is unable to vote by ballot generally is in Portland elections.

### COURT NAMES PHYSICIANS

**Attorney Says Surgeons Will Not Testify Against Dr. Rockey.**

On motion of attorneys for Dr. Rockey, Judge Clifton yesterday appointed Drs. Luther Hamilton, H. R. Cliff and J. F. Bell to examine the testimony of Mrs. Bertine H. Prudhomme, which she alleges was badly set by Dr. Rockey, whom she is suing for \$50,000 for malpractice.

The affidavits filed by Dr. Rockey, he said he had not seen Mrs. Prudhomme's arm for several months. W. M. "Pike" Davis, attorney for Mrs. Prudhomme, said he had been unable to find any reputable physician or surgeon who was willing to testify against Dr. Rockey.

### North Yakima Meeting Draws

**NORTH YAKIMA, Wash., Nov. 20.—**(Special.)—Three hundred fifty delegates are expected to attend the convention of the State Dairyman's Association in North Yakima December 16, 17 and 18, according to word that has been received from E. Smith, secretary-treasurer of the association. A banquet will be given the night before, and the delegates, Donal McNess, of Seattle, is president and D. W. Orton, of Sumner, is vice-president of the association. The executive committee consists of E. P. Nestor, of Oregon, for Conner, of Vernon; W. A. Tramm, of Chehalis, and E. B. Marks, of North Yakima.

### HOW I EARNED MONEY DURING MY VACATION

BY DEAN HANSON.  
(Winner second prize on boys of Jefferson High School.)

I HAD been working all winter while going to school, but I decided to work longer hours during my vacation so as to make enough money to buy clothes and school books for the coming winter.

I kept the same occupation that I had while going to school, but I opened up the store in the morning at 7 o'clock and worked until 11 o'clock, with two or three hours off for dinner and one hour for supper. On Saturday I would work until 1 o'clock at night and I would feel very drowsy the next morning when I would have to rise at 6 o'clock in order to get ready to open up the store by 7 A.

I was working for 25 cents an hour and I was anxious to get in all the time I could, so that I could make enough money to buy supplies for winter and save sufficient to take a week or two off and go to the beach. I counted the money which I had laid away and found that I had enough in addition to what I needed for winter, to take a week's outing. I told the proprietor of the confectionery where I was working that I wanted to take a week or two weeks, my intentions being to go to Long Beach, Wash. He said he would try to get along without me immediately and started for the beach the first of September.

When I reached Long Beach I rented a small three-room house all furnished for \$5 a week. I had not been in Long Beach more than two days before I came across two young men who were searching for a place to board and room. I told them I would accommodate them if they would be satisfied with the rooms that I had and also with my cooking. They asked my terms. I told them the hotels were charging from \$12 to \$15 per week, and that I thought \$10 would be a reasonable price.

They gave me \$20 and were very glad to stay with me. The next morning I rose at 6 o'clock and had breakfast ready by 7, which consisted of

### END OF TRIAL NEAR

**Pender Murder Case Will Go to Jury Today at St. Helens.**

### BULLETS PLAY BIG PART

**Marks Made on Leaden Balls by Rifling of Gun Said to Be One Used by Defendant Declared Same as on Fatal Shots.**

**ST. HELENS, Or., Nov. 20.—(Special.)**—An end to the Pender murder trial, which has been the most sensational and vigorously contested criminal case in the history of Columbia County, is in sight, as the arguments of two attorneys are to be made tomorrow and Judge Eskin will give his instructions to the jury.

The trial has lasted six weeks and more than 60 witnesses testified. When court opened today the state put Frank Wehrman on the state to refute some of Pender's testimony.

Detective Levings, who has aided Sheriff Thompson ever since the discovery of the murder of Mrs. Wehrman and her baby, was called and told of the results of the experimenting with the Riley revolver. Levings was shown bullets which had been fired from the Riley gun and explained the different markings on each bullet and the bullets fired from the Riley gun which Pender is accused of using.

The markings on the bullets were shown to the jury by means of a magnifying glass and it is expected they will play an important part in reaching a verdict.

W. B. Dillard, the new County Attorney, opened the argument for the state. His remarks were interrupted once by the defendant, Pender, who rose from his chair and undertook to answer him, immediately being hushed by his attorneys.

Mr. Dillard had closed John F. Logan, for the defense, argued for nearly two hours. At the conclusion of the case, Judge Eskin adjourned court until 9:30 tomorrow, when Mr. Jeffreys will make the final argument for the defense. E. B. Tongue will close for the state.

The courtroom was crowded all day and during the arguments the hall leading to the courtroom also was crowded.

### Mother's Advice To Her Daughter

**A Real Live Doll to Fondle is Woman's Greatest Happiness.**

She is wisdom itself who knows or learns of that famous remedy, Mother's Friend. Write to E. B. Friend, External Application for the abdominal muscles and breasts. It has a wonderful influence, allays all fear, banishes all pain, is a grateful encouragement to the expectant mother, and permits her to go through the period happy in mind, destined to anticipate woman's greatest happiness—as nature intended she would be.

The action of Mother's Friend makes the muscles pliant and responsive to expansion. Thus all strain and tension upon the nerves and ligaments is avoided, and in place of a period of discomfort and consequent dread it is a season of calm repose and joyful expectation.

There is no nausea, no morning sickness, no nervous twitching, none of that constant strain known to so many women.

This splendid remedy can be had of any drugist at \$1.00 a bottle. Write to E. B. Friend, Regulator Co., 232 Lamar Bldg., Atlanta, Ga., for their book to expectant mothers.

had left their home in Alberta street, October 17, talking with her (her mother's) daughter, and in place of the heard from since October 20, when she wrote a short note to her sister, saying she was going to put her girl in the hospital. The note was mailed in Seattle.

Mr. Platt says he was not able to find any trace of his wife when he was in Seattle last week. She had worried much, he says, since their nine-year-old son was drowned in January, 1912, and he fears the girl had considered off while suffering from melancholia.

**GOOD DINNERS ASSURED**

**SPORTSMEN WILL PROVIDE FOR CHARITABLE INSTITUTIONS.**

As Many Are Unable to Go Hunting, Supplies of Different Kinds Are Promised for Thanksgiving.

The committee of Oregon sportsmen which has undertaken to furnish the charitable institutions with ducks to be shot Sunday, has been met with "Well, I'm sorry, but I will be busy. However, we will do our best to help the work by sending in a chicken or a turkey or a sack of flour or some apples or something else," so many times that it has decided to accept these offers.

Accordingly, the basement of the Yeon building will be a receiving station for everything edible from Sunday night to next Wednesday.

All those who are unable to send their which was only to notify one of the committee, and an automobile will be dispatched for the goods.

The committee will undertake the distribution of the supplies Wednesday.

**TRAP FOR MILK THIEF IS SET BY MR. ANDREWS.**

**Sour Fluid Put Out in Place of Sweet Disappears, But Identity of Agent Is Not Revealed.**

**WANTED**—A milk thief. If some family in the neighborhood of Welder and Twenty-ninth streets yesterday morning received a bottle of sour milk as their morning's supply of supposed sweet milk, F. H. V. Andrews, well-known tennis player and real estate broker, living at 923 Welder street, would be glad to learn of it, for the bottle of sour milk was his and he hoped thereby to catch Mr. Robber.

For several nights recently Mr. Andrews' bottle of sweet milk has been disappearing regularly, and Tuesday night he determined to lay a trap, so he watched for his bottle of sweet milk and on its arrival replaced it with a bottle of sour lactic fluid. When he arose in the morning, sure enough the bottle of sour milk was missing, and although he is sorry if anyone had sour milk on their oatmeal or in their coffee yesterday morning, he hopes the thief will know better next time.

Mr. Andrews last night said he was trying a preparation different even than sour milk but he refuses to say whether it was a policeman or poison. Interesting developments are expected, as usual.

**ESCAPED CONVICT TAKEN**

**EIGHTEEN YEARS IMPRISONMENT FACED BY MAN DUE FOR PAROLE.**

**W. S. Wallace, Recommended to Board for Pardon, Caught at Baker After Fleeing from Salem.**

**WIFE REPORTED MISSING**

**O. F. Platt Fears Disappearance Is Due to Melancholia.**

**C. F. Platt reported to the Juvenile Court yesterday that his wife, who**

## NEW SUNSET LIMITED

Daily Between San Francisco and New Orleans. No Extra Fare. Electric Lighted

### Commencing Sunday, Nov. 23

A Fast Through Train leaving San Francisco at 5 P. M., carrying only Standard and Tourist Sleeping Cars, Diner and Observation Car. Connects at New Orleans with Limited and Express Trains from and to Atlanta, Washington, New York, Philadelphia and other Eastern and Southern cities. Through Tourist Car daily between San Francisco and Washington, D. C.

## THE SUNSET LIMITED

USES THE SUNSET ROUTE OF THE SOUTHERN PACIFIC

"The Exposition Line 1915"

Following the extreme Western and Southern rim of the United States, the Sunset Route insures low altitudes, mild, delightful climate and picturesque scenery, rich with color and historic interest.

For reservations on the "Sunset Limited," tickets or information, call at City Ticket Office, 80 Sixth Street, Corner Oak, Union Depot, any S. P. Agent, OR ADDRESS John M. Scott, General Passenger Agent, Portland, Oregon

**ALLEGED FORGER IS HELD**

**Man Wanted at Many Places Arrested at Pendleton.**

PENDLETON, Or., Nov. 20.—(Special.)—L. V. Green, wanted by the Dallas, Arlington and Umatilla counties for issuing bad checks, was arrested here today while in the act of attempting to pass an alleged bogus check.

Deputy Sheriff Strand was notified to Olympia for a conference December 5 and 6.

**OH! YOU HAVE SUCH BEAUTIFUL HAIR!**

What a pleasant thing to have said to you! And why shouldn't it be? You who envy others their lovely hair, and are ashamed of the dull, lifeless, stringy appearance of your own—use Harmony Hair Beautifier, and let others envy you.

This delightful liquid seems to polish and brighten the hair, giving it that burnished, lustrous look you have so often wished it might have, adding to its softness, making it easier to curl and "stay put"—making it more attractive and beautiful in every way it overcomes the unpleasantness of your hair, leaving a dainty, rich rose perfume that will delight you and those around you. Very easy to apply—simply sprinkle a little on your hair each time before brushing. Contains no oil; will not change the color of hair, nor darken gray hair.

To keep hair and scalp dandruff-free and clean, use Harmony Shampoo. This pure liquid shampoo gives an instantaneous rich lather that immediately penetrates to every part of hair and scalp, insuring a quick, thorough cleansing. Washed off just as quickly, the entire operation takes only a few moments, can't harm your hair, leaves no harshness or stickiness—just a sweet cleanliness.

Both preparations come in odd-shaped, very ornamental bottles, with sprinkler tops. Harmony Hair Beautifier, \$1.00. Harmony Shampoo, 50c. Both guaranteed to satisfy you in every way, or your money back. Sold in this community only at our store—The Rexall Store—one of the more than 7000 leading drug stores of the United States, Canada and Great Britain, which own the big Harmony laboratories in Boston, where are many celebrated Harmony Perfumes and Toilet Preparations are made—The Owl Drug Company Stores in Portland, Seattle, Spokane, San Francisco, Oakland, Sacramento, Los Angeles and San Diego.—Adv.

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## SIXTH NATIONAL APPLE SHOW

### \$14.95 TO SPOKANE AND RETURN

TICKETS ON SALE NOVEMBER 16 TO 21  
GOOD TO RETURN UNTIL NOVEMBER 25

## SPokane, Portland & Seattle

THE NORTH BANK ROAD  
COLUMBIA RIVER SCENIC ROUTE

### LIMITED TRAINS

Leave Portland 9:55 A. M. 7:00 P. M.  
Arrive Spokane 9:45 P. M. 6:55 A. M.

Tickets and sleeping-car reservations at City Ticket Office, Fifth and Stark Streets; North Bank Station, Eleventh and Hoyt Streets.

## REMOVED

THE CITY TICKET OFFICE OF THE "See America First" GREAT NORTHERN RAILWAY

IS NOW LOCATED AT 348 Washington St. Morgan Building  
Between Broadway and Park Streets  
Beginning of Portland's New Railroad Row  
H. DICKSON  
City Passenger and Ticket Agent  
Telephones — Marshall 3071 and A 2236

When you make up your mind to buy a certain article you see advertised in The Oregonian, do not be dissuaded or side-tracked from your purpose by the out-of-date remark of the merchant who tells you: "Here's something just as good."

Tell the merchant who offers you a substitute that you know what you want and that he would serve his patrons better if he would place on his shelves the up-to-the-minute advertised articles and brands of merchandise the people want.

Shopping efficiency today depends upon knowing what you want and where to go to get it.

Certain brands of merchandise are so excellent and so well known through newspaper advertising that intelligent readers will not tolerate substitution.

First Know What You Want Then Insist Upon Having It.—Adv.