

GAMBLERS FIGHT IN LAST LEGAL DITCH

Attorney Mendenhall Claims City Alone By Virtue of Charter Has Jurisdiction in All Cases Where Laws Are Violated.

Contending that the legislature practically repealed the state law relative to gambling, so far as Portland is concerned, by giving the city a charter in which provision is made for controlling and regulating such offenses, Attorney Ed Mendenhall appeared in the circuit court before Arthur L. Fraser, the acting presiding judge, this morning and stated how the issue is to be fought out.

That the gambling cohorts believe they have reached the last ditch is evidenced by the course adopted by their counsel, who was retained especially to defend Peter Grant and Nate Solomon on the charge of conducting a keno game, in addition to Spencer and Davis, who appear in the gambling cases generally.

It was agreed that prior to the day set for argument, next Tuesday, Attorney Mendenhall shall submit all his authorities to Deputy District Attorney Moser, who represents the state. The postponement was secured in order that the state law library at Salem may be ransacked by the gamblers' attorneys, in the effort to make their case as strong as possible by quoting all the court decisions possible, which they say will strengthen their side of the case.

Section 75 of article 4 of the city charter is made the basis for the defense. Its text is as follows:

"The council shall have and exercise exclusively all legislative powers and authority of the city of Portland, and no legislative powers or authority, either expressed or implied, shall be exercised by any other person or persons, party or parties, other than the council. The council shall have full power and authority except as herein otherwise provided, to exercise all powers conferred upon the city by the charter and the constitution and laws of the state of Oregon."

"We contend," said Attorney Mendenhall, "that the council has exclusive power over the subjects named in the clause following this one. Among the subjects over which it has exclusive control, we maintain, is gambling, covered in subdivision 4."

Five state supreme court decisions have been submitted by Attorney Mendenhall which, he declares, support strongly his contention relative to gambling. The first is the case of *State vs. People* (30 Th. 289), where the defendant was indicted under a state

EDUCATORS WILL NOT COME HERE

The Lewis and Clark corporation received by mail this morning the final answer of the National Educational Association to the invitation extended by Portland for the next annual convention. The reply is written by Secretary Irwin Shepard. He says, in part:

"While the officers of the association and no cause for regret that the last convention was held at the Louisiana purchase exposition in connection with its great educational exhibit, in view of all the results of that convention and in view of special important work in which the association is now engaged, it was deemed inadvisable to meet with the Lewis and Clark exposition at Portland next year."

"The most careful consideration was given to the invitation from Portland, and it was a matter of regret that it did not seem to be consistent with the best interests of the association and its work to go so far from the center of our membership in Oregon. There is no doubt whatever that a way will be found for the association to meet on the north Pacific coast in the near future, but it does not seem possible to do so next year."

AUDITOR REFUSES BATTERING-RAM BILL

County Auditor Carl Brandes states that he will not audit a bill for \$7,200 sent in by Sheriff Word. This amount was paid the Honeymen Hardware company for a battering-ram with which to break into Chinese gambling dens.

County Judge Webster has adopted a liberal course and in every way endeavored to assist the sheriff in the performance of his duties. As soon as the judge returns it is probable the auditor will be instructed to audit the bill.

The excuse for refusing to audit the bill is that no requisition was secured from the county court. This technical objection is regarded as flimsy, in view of the stand taken by a majority of the county court.

PEACE CONGRESS HAS RELIGIOUS SUPPORT

(Special Dispatch to The Journal.)

Boston, Oct. 5.—The peace congress assembled at 10 o'clock this morning. A telegram of greetings was sent to Hodgson Pratt, London; Frederick Harris and Andrew Carnegie, Salt Lake. Many telegrams of approval were received from religious organizations throughout the country.

Rabbi Levy of Pittsburgh, vice-president of the Universal Peace union, aroused great enthusiasm by an address in which he denounced war as "atrocious."

EX-PREACHER USES PROFANE LANGUAGE

(Special Dispatch to The Journal.)

Northport, Wash., Oct. 5.—John Carlson, an ex-preacher, many times arrested for making himself a nuisance by hurling rocks through saloon windows and doing other things, was arrested today for publicly degrading in profane language the city officials.

He asserts that he is a preacher. He is thought to be insane.

BABY CRUSHED TO DEATH UNDER LOG

(Special Dispatch to The Journal.)

Palouse, Wash., Oct. 5.—Rufus Utt, the 3-year-old son of R. W. Utt, was sitting on a log in the yard, when the child fell and the log rolled over crushing it to death.

It was found by its mother cold in death, its head pushed in the ground. The child was out of its mother's sight only a few minutes.

GREEK STEAMER LOST AND 17 MEN DROWNED

(Journal Special Service.)

London, Oct. 5.—The Greek steamer Kolmentink went down recently off Ushant and 17 of the crew, including the captain, were drowned.

Eight survivors have been landed at Lixoesa, Portugal.

LIGHTNING STRIKES OIL TANKS IN OHIO

(Journal Special Service.)

Findlay, O., Oct. 5.—Lightning this morning set fire to a tank containing 1,200 barrels of oil belonging to the National refinery. The intense heat caused the explosion of three nearby tanks.

Other tanks and refineries are in danger. The loss will probably be \$100,000.

PASSENGER LOST SPECIAL

(Journal Special Service.)

Truckee, Cal., Oct. 5.—Fairbanks' last meeting on the Pacific coast was held at 7 o'clock this morning. Owing to a misunderstanding as to the time of the meeting but a small group assembled. The senator took charge and chatted with the faithful. Meetings are billed today for Virginia City and Carson in Nevada, and in Reno, Nevada, to-night.

Sufferers from DYSPEPSIA

cannot only find relief, but an absolute cure from this distressing trouble by using

Glycozone

In order to prove that this absolutely harmless remedy cures intestinal indigestion, the following TRIAL SIZE BOTTLE FREE on receipt of 5 cents to pay postage. Glycozone has only relieved, but it cures.

In this holders from what you may have used.

Send for leading druggists. None genuine without my signature.

Prof. Charles H. ...

COUNCIL CHAMBER SEES RARE FIGHT

MAYOR'S AMENDMENT TO BOX ORDINANCE FINDS LITTLE OF OPPOSITION AT TODAY'S SESSION—NO PROSPECT OF IT PASSING THE COUNCIL.

Hundreds of people throng the city council chambers and the city hall corridors this afternoon to reconstrue, if necessary, against the passing of Mayor William's proposed amendment to the saloon box ordinance. They feel that if the amendment, which is no other than a substitute ordinance, passes, the saloon will maintain the boxes at the bar without any interference on the part of the police department.

The proposed amendment is not without opposition among the members in the council. Several have expressed themselves openly as being opposed to the proposed amendment. Among them are Councilmen Flegel, Albee and Fiedler. Others are non-committal, while a few favor the amendment.

Councilman Flegel is very much opposed to the amendment. He states that it is simply a move to keep from taking out the boxes. If the amendment is passed, he believes that he has faith that the police department will enforce it.

BAR AT RIVER'S MOUTH IS BEING CUT AWAY

Results of the extension of the government jetty at the mouth of the Columbia river appear to be the increasing depth of water in the bar. The scour produced by the jetty is steadily sifting off the top of the bar, so that recent soundings are said to give materially better depth than those taken a year ago.

Major Langfitt, the government engineer in charge of the jetty work, declines at this time to give particulars as to the results of recent soundings, saying that a report will probably be completed next month and until then he prefers not to make any definite statement.

"You can say this, however," he said, "there are evidences that the jetty is causing a scour which is reducing the bar. We have taken some soundings and we shall take more this month or next. Then a map will be prepared showing the results."

Work upon the jetty will probably end for this season about December 1. The Chinook will continue dredging as long as the weather is favorable, but it is expected that she will not be able to work later than the first week in November, on account of the fogs.

RECEIVER FROM OHIO HAS AUTHORITY HERE

Judge Charles E. Ballinger in the federal court made an order this morning extending the authority of Jeremiah J. Sullivan, receiver of the Aultman company, on the charge of robbery, but it is expected that she will not be able to work later than the first week in November, on account of the fogs.

BANDIT WALTON TO BE TRIED OCT. 21

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FAIR IN WALLOWA COUNTY A SUCCESS

(Special Dispatch to The Journal.)

Enterprise, Or., Oct. 5.—The third day of the Wallowa county fair is a huge success. More than 2,000 persons are in attendance. The fruit exhibit is said to be the finest in the state. Races and stock exhibits are of a high class. A balloon ascension is one of today's features.

Woodard, Clarke & Co.

We make shopping a pleasure and a profit to our patrons. "Read our Ads." There are saving items in every one.

Here are some Drug Prices

- Absorbent Cotton, pound rolls, 25¢
- Dickinson's Witch Hazel, pint, 17¢
- Baking Soda, English, pound, 25¢
- Spoon Salt, pound, 25¢
- Powdered Borax, Mule Team, package, 25¢
- Powdered Sugar Milk, pound, 25¢
- Soap Bar, package, 25¢
- Mixed Bird Seed, pound, 25¢
- Carbolic Acid, quarter pound, 15¢
- Salitza Powders, box, 11¢

Pure Liquors And Genuine

- Walker's Canadian Club, Quarts, \$1.05
- McBrayer's Cedarbrook (bottled in bond), \$1.15
- Fisher's Rye, \$1.10
- Dewar's Special Scotch, \$1.15
- Muskingum Valley, \$1.10
- Old Cabinet Blend, \$1.05
- Welch's Grape Juice (pints), 45¢
- Marshall Star Brandy, \$1.75
- Louis's Cognac, \$1.50
- California Port and Sherry, \$1.50
- Crystal Rock, Rye and Tolu, 85¢

Wise People Buy Their Toilet Articles From Us!

- Lyon's Tooth Powder, 14¢
- Spey's Cream, 16¢
- Hind's Honey, 20¢
- Prostella, 14¢
- Mennen's Talcum, 12¢
- White's Tooth Powder, 11¢
- Ray Rum, half pints, 14¢
- Rosewater, half pints, 14¢

Pyrographic Outfits \$2.50

ART SKINS PERFORATED PAPER PATTERNS

We Buy Toilet Paper in Carload Lots

- "NEBO," 7-ounce roll, 20¢
- "SANITAM," 8-ounce roll, 40¢
- "400," 1,000 sheets, 67¢
- "WOODLARK," 1,000 sheets, 60¢
- "FILOT," squares, 500 sheets, 40¢
- "DELTA," squares, 500 sheets, 75¢
- KLONDIKE, squares, 1,000 sheets, 50¢
- Asseptic, extra fine, 1,000 sheets, \$1.25

Photo Department

1204 Annual, regular 75¢; special to close, 50¢

"Anscoc" Cameras

2x2x2x Only \$1.00
2x3x3x Only \$2.00

Woodard, Clarke & Co.

We Take Canadian Money at Full Value. Popular Price Drug Merchants.

MAY BACK THE LAW

(Continued from Page One.)

he has the immense advantage over competitors of being in the office. It is reasonable to expect that the legislature will back the law. The legislature of 1927 might be re-elected virtually intact by the people to re-elect Senator Mitchell. Legislators who were personally opposed to him might find it prudent to stick their own preferences, rather than incur the censure of their constituents. With vacillating or indifferent members the expressed choice of the people would probably be lost, and they would fall in line for the people's candidate.

Early Nominations Support.

It is true that Governor Geer failed of election to the United States senate, although endorsed by the popular vote, but his defeat was due in part at least to his refusal to support the party nominee for governor. Furthermore, the direct primary law was not then in force, so that legislators were under no obligation to observe the law in the case of their own senator. In this respect the conditions two years hence will be radically different.

It is apparent therefore that the direct primary law is a factor of importance in the election of the next United States senator, and that its operation is likely to be a material help to the candidacy of Senator Mitchell.

DEMOCRATIC CLUB'S REGULAR MEETING

The regularly fortnightly meeting of the Multnomah Democratic club will be held tomorrow evening in Hibernia hall, Sixth and Washington streets. The program for the evening will be announced tomorrow. The attendance at the meetings of this club has been increasing and it is doing effective campaign work.

LAST GURSOR IMPROVE

(Journal Special Service.)

London, Oct. 5.—Lady Curzon passed a quiet night and her condition is somewhat better than yesterday.

WHAT DID THE WOGGLE-BUG SAY? IT'S WORTH \$50 TO KNOW

The Woggle-Bug, wisest man of the party from Ore, whose adventures are recounted in the color supplement of the Sunday Journal, answers one question every week. The reader is left to discover his answer. The pictures and descriptive matter are given in the supplement of the Sunday Journal. For the largest number of correct or nearly correct answers the Journal offers \$50 in prizes to be distributed as follows:

- 1. For the greatest number of correct answers, \$10.00
- 2. For the next largest number of correct answers, \$5.00
- 3. For the third largest number of correct answers, \$2.50
- 4. For the fourth largest number of correct answers, \$1.50 each
- 5. For the ten next largest numbers of correct answers, \$1.00 each
- 6. For the ten next largest numbers of correct answers, 50¢ each
- 7. For the eleven next largest numbers of correct answers, 25¢ each

Oct. 5. Use this Coupon Only. No. 32

To the WOGGLEBUG EDITOR:

THE SUNDAY JOURNAL, PORTLAND, OREGON.

The answer to the question asked of the Wogglebug in the Magazine Section of the paper of SUNDAY, SEPTEMBER 16, is—

.....

Name.....

Street and Number.....

Town or City.....

State.....

RULES OF THE CONTEST

Will cut the above coupon, clip the coupon to be found daily in The Journal and mail it to the Wogglebug Editor, at the address given above, on the day on which it appears in the Sunday Journal of October 2. Each Sunday a question is asked. The answer is to be written on the coupon printed on that day and on each of the six following days. The coupon must be returned to the WOGGLEBUG EDITOR, The Journal, Portland, Ore., Daily, on or before the THIRD DAY OF OCTOBER. The answer to the question must be written on the coupon and must be mailed in the envelope provided. The highest number of correct answers will be the winner. If two or more persons send in the same number of correct answers, the prize will be divided equally among them. In similar cases the other prizes will be similarly divided.

Coupons for October are sent weekly and must be placed in one envelope in numerical order. NO TWO COUPONS IN AN ENVELOPE MUST BEAR THE SAME NUMBER. If you are stopping coupons daily from more than one copy of The Journal, you may enclose each set for the month in a separate envelope. Coupons need not be written on the same coupon. You may write a different answer for every day, but REMEMBER, THE LARGEST NUMBER OF CORRECT ANSWERS WILL WIN.

An analysis of the report of number of an entrant's hands is allowed to enter the contest.

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We are Shavers' Headquarters for the



"Carbo" Magnetic Razor

No honing, no grinding, always ready for use, cuts smooth, clean and comfortable, no smarting or soreness, money back if you don't think it's the best you ever used!

\$2.50

Star, Gem and Yankee Safety Razors

Special \$1.79

Shaving Soap

Williams' 5¢
SWEET SAGE 30¢
SWEET 40¢

Woodlark Shaving Cream

Make a perfect lather, antiseptic and healing, in collapsible tubes 25¢

"Woodlark" Floor Wax

For dancing and all wood floors; gives a beautiful polish, keeps the dust down, preserves the wood; Can 25c

THE RED FRONT

269-271 MORRISON STREET

RETIRING AFTER TWENTY-ONE YEARS OF SUCCESSFUL BUSINESS

Special Sale of Men's Underwear

Our Fall Stock of Men's Underwear is here. Never before in our long career of business has our stock been so complete and the styles so agreeable and quality supreme. The feature of this sale is the fact that you can buy these seasonable, strictly up-to-date goods at 25 per cent off their regular price.

Derby Rib Blue and Gray Shirts and Drawers 40¢	Extra Fine All-Wool, Natural, Shirts and Drawers \$1.75
Natural Gray Wool Shirts and Drawers 60¢	Stoneman's All-Wool Rib Shirts and Drawers \$2.50
Natural Scotch Wool Shirts and Drawers 80¢	Merino Socks, per pair 12 1/2¢
Natural and Brown Wool Shirts and Drawers \$1.05	Camelshair Socks, per pair 20¢
Camelshair Glandendury Shirts and Drawers \$1.05	Natural Wool Socks, per pair 20¢
Fine All-Wool, Natural, Shirts and Drawers \$1.30	Black Wool Socks, per pair 20¢
Fine All-Wool Red Knit Shirts and Drawers \$1.30	Extra Heavy Wool Socks, per pair 30¢
Fine All-Wool White Shirts and Drawers \$1.50	Full stock of Blue and Red Flannel Underwear at Retiring Prices—
	President Suspenders 85¢
	Prince Suspenders 15¢

CLOSING-OUT SALE

A. J. PRAGER & SONS

269-271 Morrison St.