

ALBERS' JURY IS IMPANELED

TRIAL OF WEALTHY PORTLAND MAN ON IN FEDERAL COURT

Prosecution Recites Counts on Which Defendant is Indicted—Warns Against Drunkenness Plea.

PORTLAND, Jan. 29.—The jury in the case of Henry Albers, former head of the Albers Brothers' Milling company, and wealthy resident of this city, who is facing trial on a charge of having made seditious utterances, was impaneled late yesterday afternoon before Judge Wolverton in the federal court.

United States District Attorney Haney made the opening statement of the prosecution to the jurors, in which he emphasized the imperative need which had existed for the enactment of drastic espionage laws and set forth the seven counts in the Albers indictment.

The defendant sat in an embarrassed silence while the seditious statements which he is alleged to have made were read. Attorney Haney warned the jury against attempts at extenuation which would likely be made by the defense on the ground that Albers was intoxicated at the time the offense occurred.

The first four counts of the indictment are based upon utterances alleged to have been made by Henry Albers on October 8, 1918, while a passenger on a Southern Pacific train en route to Portland, during the interval of travel between Grants Pass and Roseburg, Ore. The government alleges that these remarks were made at intermittent times during a period of at least three hours, in the presence of five witnesses. These are Frank Tichenor, United States deputy marshal; L. W. Kinney, J. E. Gaument, J. A. Meade and E. C. Bendixon.

Four Charges Made. Comprehensively the first four counts charge violations of the espionage act by "intent and attempt to cause and incite insubordination, display and refusal of duty in the military and naval forces," by "intent to obstruct and encourage resistance to the United States and to promote the cause of its enemies;" and by "intent to support and favor the cause of a country with which the United States was then at war, and to oppose the cause of the United States therein."

WANT RETURN OF EX-KAISER

FACTION IN GERMANY ADHERES TO FORMER SOVEREIGN.

Von Hindenburg Reported to Be Planning to Get Wilhelm Back Into Power Again.

PARIS, Jan. 29.—Field Marshal von Hindenburg, reassured by the outcome of the German election, is planning the return of the ex-kaiser to Germany, says the "Marcel Huttin" in an article today. The Westphalians, the industrial supporters of the kaiser, recently wrote to Ebert asking for the return of the kaiser to Germany. The "Huttin" adds that it is stated that the ex-war lord would reside at any place selected by the government. Ebert stated that the return of the kaiser was a question that only the national assembly should decide.

COAL SHORTAGE TIES UP BELFAST

LONDON, Jan. 29.—The gravity of the situation at Belfast has been increased by the walk-out of crane men. This prevents the resuming of the former supply of coal. Three or four newspapers have failed to publish. There is no sign of yielding and about 60,000 gas and electric employees are idle.

FLIES TO RECORD ALTITUDE WITH TWO PASSENGERS

WASHINGTON, Jan. 29.—A new record for altitude in a monoplane has been made by Major R. W. Schroeder, holder of the American altitude record. The war department received a telegram today from the commandant at McCook field, Dayton, Ohio, that Major Schroeder, with two passengers in a Loening monoplane, climbed to a height of 13,500 feet in 21 minutes. The previous record for a machine of this type was said to be about 10,000 feet.

PROTESTS AGAINST LOSING COLONIES

BERLIN, Jan. 29.—The newspaper Vorwaerts today protests against the attitude of the Big Five to the disposition of the German colonies. It says that it is not "Wilsonian."

FRENCH TROOPS CROSS THE RHINE

BASLE, Jan. 29.—The French crossed the Rhine at Weil today. They are now occupying the opposite bank. Weil is a city of Baden, a province of southern Germany.

ARGUES APPEAL OF SOCIALIST LEADER

WASHINGTON, Jan. 29.—The supreme court of the United States yesterday afternoon heard arguments in the appeal of Eugene V. Debs, socialist leader, sentenced in Cleveland for making speeches opposing the war.

The espionage law under which Debs was tried was attacked as unconstitutional in that it "forbids free speech and free thought," Debs' chief counsel is Secretary Mourated Mann of Chicago.

SECRETARY BAKER ASKED TO EXPLAIN

WASHINGTON, Jan. 29.—Secretary of War Baker, and his assistants, Benedict Crowell, and C. W. Hare, Crowell's assistant, were summoned to appear before the senate building and Loan committee to tell why the appropriation for \$5,200,000 contract for army hospital at Speedway Park at Chicago, has been rejected.

FOOD STUFFS HIT DECLINE

EGG PRICES FOLLOW BUTTER PRICES IN DOWNWARD TREND

Portland Market Shows Eggs at 55 Cents and Butter at 60 Cents Yesterday.

PORTLAND, Jan. 29.—Eggs, as well as butter, are rapidly falling in price. The retail price of the best grade of fresh Oregon eggs today, dealers say, should not be over 55 cents. The larger jobbers have sent reduced buying prices into the country, based on which the jobbing market will be about 5 cents lower this morning than it was yesterday, and a retail selling quotation of 55 cents will give the merchant a good profit.

The butter market is weak at 55 cents wholesale. This should make a legitimate retail price of 60 cents, the dealers maintain, and most of the stores are selling at this figure, but a few, no longer fearing the food administration, are charging their customary 65 and even 70 cents.

Lower cheese prices are also looked for soon, as the Eastern and California markets, which largely regulate values here, are on the down grade.

10,000 ACRES IN MALHEUR COUNTY TO BE OPENED UP

The Oregon-West Colonization company will open up 10,000 acres in the Malheur valley, from Ontario, to Vale, Or., April 1, and is waging a campaign to secure settlers, including stock and dairymen. The land is included in the Warm Springs irrigation project and will be under the ditch in the near future. Twelve thousand acres already is under the ditch in the valley.

"SILENT POLICE FORCE" SUCCEEDS IN KANSAS

LAWRENCE, Kas., Jan. 29.—That Lawrence has had a "silent police force" for several months was made known by Mayor George Kreeck in his annual address to the city commission. The mayor said he had commissioned some twenty prominent citizens to do welfare work among young people, and, as a result, much good has been accomplished. He asked the commissioners to approve the plan and to extend its scope.

INTERNAL REVENUE MAN HERE

General Deputy Ruf, of the Internal Revenue department at Portland, was in La Grande yesterday, conferring with H. Maloney, the local representative of the department. Mr. Ruf returned to Portland on Monday morning.

O. W. BAND PRACTICE

The O. W. band will hold its regular practice on Monday and Thursday evenings at the roller hall until further notice. All who were invited to attend practice please remember the date.

CASES SET FOR CIRCUIT COURT

DOCKET READ YESTERDAY FOR TERM OPENING MONDAY.

Only Three State Cases, of Which Two Are Prosecutions on White Slavery Charges.

Before Judge Knowles in the circuit court yesterday afternoon the docket for the February term of court was read through and the dates for the cases thereon set. A number of cases that had stood on the docket for a number of years were dismissed, three of them on the court's motion, owing to absence of prosecution. There was also considerable arguing of demurrers before the court in connection with cases which will come up after court convenes on Monday next. It is expected that these arguments will continue during the remainder of the week.

Following is the list of cases which have been set on the calendar:

- Monday, Feb. 3, at 1:30 p. m.—Allen vs. Oliver.
- Tuesday, Feb. 4, at 9 a. m.—Dahlstrom vs. Lee.
- Wednesday, Feb. 5, at 9 a. m.—Mt. Emily Lumber Co. vs. Stillwell.
- Thursday, Feb. 6, at 9 a. m.—Mays vs. Hill.
- Friday, Feb. 7, at 9 a. m.—Lund vs. Mahaffey.
- Monday, Feb. 10, at 9 a. m.—State vs. Hodges and Hill, involving a charge of white slavery.
- Tuesday, Feb. 11, at 9 a. m.—State vs. Whiteline, also a white slavery charge.
- Wednesday, Feb. 12, at 9 a. m.—State vs. L. A. Stoop, a charge of violation of the liquor laws.

SARLES WINS RACE

Average Speed of 68 1-8 Miles Per Hour Maintained.

LOS ANGELES, Jan. 28.—Without a stop, Roscoe Sarles won the 100-mile free-for-all automobile race at Ascutt speedway here Sunday, in 1 hour, 27 minutes, 52 2-5 seconds, an average speed of 68 1-8 miles per hour. Omar Toft took second place and Eddie Hearne third. Eddie O'Donnell was flagged down in fourth place and Al Melcher in fifth place.

AEROPLANES FOR CANADA'S NORTHWEST MOUNTED POLICE

OTTAWA, Jan. 29.—The dominion government Tuesday announced that aeroplanes will be added to the equipment of the Royal Northwest Mounted police, for work in exploring and patrolling the vast areas of the Canadian northland, and the broad plains of the west.

PROHIBITION IS CERTIFIED

FORMAL ACTION OF RATIFICATION OF DRY AMENDMENT

Ceremony Witnessed by Bryan and Other Prominent Leaders in Fight for Dry Nation.

WASHINGTON, Jan. 29.—The acting secretary of state today formally certified the ratification of the national prohibition amendment by the required thirty-six states. The certification was made in the presence of former Secretary of State William Jennings Bryan, Senator Shepperd of Texas and others who favored the prohibition measure.

PEASANT REVOLT DISTURBS RUMANIA

VIENNA, Jan. 29.—A peasant revolution has broken out over the length and breadth of Rumania, according to dispatches received from Budapest. A simultaneous rising occurred in all the villages at a fixed hour on Saturday, when well-armed home-coming soldiers, heading the insurgents, forced their way into the various towns, resulting in sanguinary encounters with the regular troops.

In Bucharest, the dispatches say, there was fighting all day long Sunday, the regular employing machine day, the regular employing machine day. Social revolutionists joined in the movement. Cato J. Johns of this city, spending a few days in Portland, attending to business matters, this week.

Death Claims Another Big Man.

Following in quick succession, many big men of the nation are being summoned by death. The latest to be called is Henry L. Pittock, chief owner and publisher of the Portland Oregonian, who gave up life's struggle last night after an illness of several weeks.

Mr. Pittock was a man of wonderful power. He was not one who enjoyed publicity and he was always inclined to stay in the background, but this never lessened his ability and force. In fact, it seemed to make him more forceful, for the impress of Mr. Pittock on state and national affairs is and has been for years, very pronounced.

He gave Oregon her pioneer daily newspaper and developed that paper into the great Oregonian of today. It was not done without trials and hardships and one of the most interesting stories the writer has ever heard was Mr. Pittock's own story of his career from the time he first landed in this state.

As the nation feels the loss of Colonel Roosevelt at this time, so the state of Oregon mourns the death of Mr. Pittock, who has built carefully a newspaper that has always been a very important factor in making our present great commonwealth.

Bill Will Give Soldiers Preference Over Others for Civil Service Jobs

WASHINGTON, Jan. 29.—Preference is provided for discharged soldiers, sailors and marines in the award of civil service jobs, in a bill introduced in the house yesterday afternoon by Representative Harrison, of Mississippi, on condition that they receive not less than 65 percent in the examinations. Wounded soldiers, sailors and marines are also to be given preference over those who escaped injury during the war.

APPROVE BILL TO STOP ALIENS

HOUSE IMMIGRATION COMMITTEE UNANIMOUS ON MEASURE

Canada, New Foundland, Cuba and Mexico Will Be Accepted from Restrictions.

WASHINGTON, Jan. 29.—Prohibition of immigration for four years after the war except from Cuba, Mexico, Canada and Newfoundland, was agreed upon unanimously Tuesday by the house immigration committee.

Chairman Burnett announced that he would ask for a special rule to permit easy consideration of the measure by the house.

"If the bill is not passed by the present congress, its purpose will be partially defeated," Mr. Burnett said. "It is intended to prevent a great flood of immigrants coming here as soon as peace is declared, and driving our own people out of work, and also to keep out the Bolsheviki. Delay in passing the bill will be harmful to the best interests of the country."

Although no record vote was taken, it is understood the committee is divided seven to two for the legislation with six members absent. Prohibition of immigration during the peace reconstruction period has been strongly urged by representatives of organized labor and others at hearings before the committee.

The bill would permit an alien resident to bring his wife and children (except boys over 18 years old) into the United States; apply nephews under 18, and nieces of any age also may be brought into the country. Tourists would not be barred from entry for temporary stay.

The decision on the foreigner period was made on the question whether the committee should adopt that provision or one providing for only two years' prohibition.

NEW ORLEANS, La., Jan. 29.—Announcement of the reduction in ocean rates on cotton to Liverpool caused prices to soar Tuesday on this market. The old crop months were up \$10 a bale, or 200 points, the extreme limits allowed under the war rule still in effect regarding fluctuations in some seasons. Late prices were from 1 1/2 to 2 1/2 cents net.

JAPAN'S CLAIMS ARE DISPUTED

FIRST BREAK AMONG "BIG FIVE" OCCURRED TODAY

Japan is Considered by Other Powers Too Ambitious for Territorial Acquisition.

PARIS, Jan. 29.—The first open disagreement among the "Big Five" has resulted from conflicting territorial claims in the Pacific. Japan is anxious to secure dominance of China as well as some islands in the Pacific. This is being disputed by the United States and other Allied nations. Wellington Koo, Chinese minister to United States spoke in opposition of Japan's claims today. Japan's suggestion that she is willing to restore the land about Shantung is misleading. Dr. Koo says that Japan openly announces obtaining control of the railroads and the Chinese minister asserts, with Japan dominating the railroads, she will have control of the richest portions of the land. Japan's claims to the islands were generally opposed today but Americans were the strongest. While the islands are of no commercial value they are important strategic points for location of wireless and coasting stations.

LOCAL MEN WIN HONORS IN FRANCE

PORTLAND, Jan. 29.—In a contest held in France, December 21, two Oregon boys occupied places on the team which won third place in assembling and disassembling a plane in the shortest time. W. H. McMahon, of Gladstone, Or., and A. E. Jacobson, of La Grande, Or., were the two Oregonians whose names are mentioned in a copy of Plane News, the organ of the flying men in France, which was received yesterday by Arthur Bramwell, one of the clerks at the Benson hotel.

WILL SEND HOME 300,000 MONTHLY

PARIS, Jan. 29.—General Pershing reports that by April he will be dispatching American troops homeward from France at the rate of 300,000 per month. This appears to be considered as rapidly as General Pershing's forces can be safely demobilized without adding to the difficulties of unemployment.

The demobilization committee of the peace conference now has been divided, with two sub-committees working on different branches of the problem.

PRESIDENT'S DAUGHTER HAS REACHED BRUSSELS

BRUSSELS, Jan. 29.—Miss Margaret Wilson, daughter of President Wilson, arrived in Brussels Monday afternoon. She is a guest at the American legation.

PEACE CONGRESS NEWS ABRIDGED

YESTERDAY'S OFFICIAL COMMUNIQUE UNELABORATE

Two Meetings Were Held Yesterday of Representatives of Powers. In "Big Five."

PARIS, Jan. 29.—The official communication issued Tuesday on the peace proceedings reads:

"The president of the United States, the prime ministers and foreign ministers of the United States, the British empire, France and Italy and the representatives of Japan held two meetings Tuesday—the first from 11 a. m. until 12:30, and the second from 4 to 6:30 p. m. An exchange of views took place on the German colonies in the face of the Pacific and on those in Africa.

The representatives of the dominions were present at these two sessions; the representatives of China at that in the morning and the Marquis Salgado (Italy) at that in the afternoon. In the morning the delegates of Australia, New Zealand, China, and Japan were heard.

In the afternoon Henri Bonon, French minister of the colonies, explained the views of his department on colonial questions. In addition the fundamental principles of the league of nations and their application were considered. The next session will take place on Tuesday at 11 o'clock."

APPROVES POST-DISCHARGE PAY

SPRINGFIELD, Ill., Jan. 29.—Illinois today approved the plan to pay soldiers and sailors six months pay after discharge, when the house of representatives unanimously approved Kessinger's resolution urging congress to enact such legislation.

"LITTLE MOTHER" REACHES NEW YORK

NEW YORK, Jan. 29.—Mrs. Catherine Breshkovskaya, "little mother of the Russian Revolution," arrived here today from Chicago. She was met by a delegation of two hundred Russians and Americans who scattered flowers in her path as she made her way from the train.

THE 'DIVE' WAS WET IN EITHER CASE

ATLANTA, Ga., Jan. 29.—The city code and not Webster's dictionary is the law governing City Recorder Johnson's court. This was developed recently when the attorney for Rosa Mitchell, of color, who was in court charged with operating a "dive," cited the dictionary, stating that "dive" meant to "take a plunge." The attorney declared neither his client nor anyone in the house "had taken a plunge." "We go by the city code and not by the dictionary," declared Judge Johnson. "So we'll take a plunge into the evidence." As a result of the "plunge" Rosa was bound over to the state courts charged with violating the prohibition law.

SUICIDE STORY IS CONFIRMED

TELLS OF LEAP TO DEATH OF MISSES CROMWELL

Ship Which Was to Bring New York Heiresses Home From France Docked Yesterday.

NEW YORK, Jan. 29.—The story of the suicide of Gladys and Dorothea Cromwell, New York heiresses who had been doing Red Cross work in France, was told here yesterday upon the arrival at quarantine of the French liner La Lorraine from which they leaped to death, by R. E. Ledante, purser of the vessel.

"Just after we left the dock at Bordeaux," Ledante said, "and while we were passing a particularly dangerous spot in the river Garonne, a soldier on the deck raised the cry of 'Man overboard!' It was about 7 o'clock in the evening. On account of the hour and the dangerous nature of the river it was impossible to stop the ship.

"The soldier quickly told how two young women, who were talking excitedly on the deck suddenly paused. One of them dashed to the rail, climbed upon it and leaped to the river. The other dashed to the rail and leaped overboard.

"Friends of the Misses Cromwell also saw the tragedy."

TEACHERS QUIT FOR LARGER PAY IN NEARBY STATES

HOOD RIVER, Jan. 29.—Hood River county school authorities have met with difficulty the past few months in keeping a sufficient teaching corps. Miss Oda King, of the Odell school, is the last to resign. She has accepted a position as teacher in a Montana school. School Superintendent Gibson says that the teachers are leaving for points paying larger salaries.

MANY APPLES ARE SHIPPED

HOOD RIVER, Jan. 29.—In letters to the Hood River Fruit Company, H. F. Davidson, of New York City, export representative of a number of northwestern apple shippers, writes that he expects to largely clean up his exports to England this month.

Mr. Davidson, who writes that he has been getting out from one to four carloads per week since he has been in New York since last December, says he expects to secure five additional cargo space the last week of January. Mr. Davidson's exports will exceed those of any other northwestern shipper, it is said.

KANSAS CITY SHIPPERS DYNAMITE STREET GAINS

KANSAS CITY, Jan. 29.—Three persons were slightly injured here Monday night when two street cars were dynamited. Windows were broken out of cars and they were seriously damaged. Carmen of the Kansas City Street Railways Company has been on a strike since the 15th of December last.

LOSTINE LAD BACK IN STATES

JAMES A. COOK AT HOSPITAL IN NEW YORK.

Stopped a Dose of Shrapnel That Wounded Him in Head, Left Arm and Both Legs.

NEW YORK, Jan. 29.—James A. Cook of Lostine, near Enterprise, Oregon, whose father is a farmer in that section, has arrived here from France. He is now in deparcation hospital No. 3, recovering from shrapnel wounds in both legs, the left arm and in his head. Telling of his experiences at the front he said:

"I sailed June 15th with the machine gun section of the Third division, company C, and arrived in Liverpool the following week. We went rapidly to La Havre. From there we spent three days in a packed box car, speeding towards the front. Chateau Thierry was our first field. I went over the top three times, with the machine gun slung on my back. Wherever the Germans made a stand the gun would drive them off. I went through that fighting without a scratch. September 10th we were ordered to St. Mihiel. Two nights after we arrived the captain asked for volunteers for service. I was one who volunteered and we were sent ahead to cut the barbed wire entanglements. In the early part of the night we set out and crawled noiselessly toward the enemy trenches. We reached them shortly. Then we took out the special clippers and, avoiding noise, cut the wires. We could see the shapes of the German sentinels and hear the rough bark of their voices. We then crept back just as slowly and quietly. Our attack the next day was a great success. We drove them back eight miles.

"We were then moved to Verdun, where we were mostly in reserve, although we went twice over the top. There we captured dugouts made of concrete and fitted with electric lights and baths and so large that a whole regiment could be put inside. In the Argonne woods the first week we arrived a shrapnel shell burst near us. One fragment knocked off my helmet and wounded my head; other pieces went into my left arm and both legs. I was sent to the base hospital for treatment and then sent back here.

"I am now in fine shape; just a few scars remaining. I am glad I went over, but just as glad that I will soon be in Oregon."

STATUTE EFFECTIVE IN STATE OF MONTANA

HELENA, Mont., Jan. 29.—The lazy husband act has proved most effectual in Montana in compelling fathers to support their families, according to J. E. Neville, secretary of the state bureau of child and animal protection, in his annual report to Governor Sam V. Stewart. There have been numerous instances in the experience of the board in which fathers were induced to go to work rather than run the risk of trial. Executions have been comparatively few.

The board recommends legislation to prevent the marriage of feeble persons, and cites an instance where repeated intermarriage of a number of such families has thrust due fruit of idiot children upon the state for care. There is also a recommendation that the marriage of first cousins be prohibited, in the belief that the issue of such marriages are more likely to be feeble-minded than where consanguinity is not close or non-existent.

The bases of 2782 children were handled by the bureau during the biennium, and twenty-three mothers, left with families, were provided pensions.

BOVIETS AGAIN GAIN IN BATTLE

LONDON, Jan. 29.—Further successes for the Bolsheviki in the north, south and east are reported in a Russian government wireless message received here Tuesday. Referring to operations on the northern front up to January 24, the message reports the capture of a number of villages and 60 prisoners, and says that before the Bolsheviki attacked Sheer-kursk "the whites fled."

On the southern front, about sixty miles north of Tzaritzan, the message says, "our detachments occupied Davidovka, forcing the enemy back to Malayayunovka."

Mr. and Mrs. Frank J. Hanson turn from Walla Walla, Wash. Monday evening after having spent several days visiting relatives there.