

W. R. JONES MAY BE SUED FOR \$133,000

Court Holds Government Can Seek Damages for Alleged Timber Frauds.

ONLY LAND OUT OF REACH

Judge Wolverton Decides Statute of Limitations Makes Ground Immune, but Nation May Plead for Value.

Judge Wolverton, of the United States District Court, yesterday handed down a decision which makes it possible for the Government to sue William R. Jones, Portland timber land owner, for \$133,000, which the Government claims is due it in damages for the loss of timber land which Jones, it is alleged, obtained by fraud by the use of dummy entries.

Suit was first instituted against Jones June 11, 1912. The decision yesterday was on the demurrer of Jones to the Government's complaint. He contended that the cause of action was barred by the statute of limitations and that no cause of action was given in the Government's complaint.

The statute of limitations referred to was that of the act of Congress of March 3, 1891, which provides that suits to annul patents issued before that date should be brought within five years of the passage of the act, and that suits to annul patents obtained after the passage of the act should be brought within six years after the date of the issuance of such patents.

Right to Sue Upheld. This statute had run against all the patents referred to in the Government suit, which were for lands included in the Siletz Indian reservation prior to May 16, 1892. The patents were issued to Benjamin S. Hunter, Oliver I. Connor, William Techtmeier, Richard D. Depe, Joseph Gillis, Thomas Johnson, John L. Wolfe, Edward G. Brichman and Anthony Cannon. All were issued between September 25, 1902, and June 8, 1903, under the homestead act. Thus all were issued at least nine years before suit was started, or three years longer than the period fixed by the statute of limitations.

But Judge Wolverton ruled that while the statute undoubtedly intervened against the Government's recovery of the land, and had the effect of vesting perfect title in the patentees, the Government may still have a right to sue, the cause of action being a right to recover value lost by reason of fraud.

German Case Cited. Judge Wolverton cites a case in which the Government recovered damages for lands to which title had been obtained from it through mistake, and asks, "If it is in the Government's value of lands procured through mistake, why not if they have been procured through fraud?"

"The present action is not barred by the statute," says Judge Wolverton in conclusion. "I make no decision as to the manner of the recovery of damages."

The amount of damages asked, \$133,000, is set down in the complaint as the value of the lands in question, which were heavily timbered, the complaint alleges, at the time suit was brought, June 11, 1912.

The Government is represented in the case by United States District Attorney Reardon and his first assistant, Everett A. Johnson, and is represented by Fulton & Bowerman.

WIFE'S PEEP ENTANGLING

MATRON SAYS HER HUSBAND HELD STENOGRAPHER ON LAP.

Walter B. Boyer, Realty Dealer, and Mrs. Grace Luttman Arrested on Complaint of Early Shopper. Married men and stenographers, take notice! Mrs. Elizabeth Boyer left her home at 1407 Boston avenue yesterday afternoon to do Christmas shopping. She went to her husband's office, at 414 Stock Exchange building, presumably to negotiate a wife's loan. Arriving there, she found Walter B. Boyer's door a sign announcing that he was "out," but would return later.

Not believing in signs, Mrs. Boyer peered through the window and saw a woman on his lap, alleges his wife. As if that were not enough, the complaint for Mr. Boyer's arrest, which was sworn out later in the afternoon by his wife, sets forth that he was carrying the woman.

Mr. Boyer and Mrs. Grace Luttman, of the D'Moy Hotel, were arrested on a charge of disorderly conduct on a warrant sworn out by Mrs. Boyer. They will answer the charge in the Municipal Court this morning. Mr. Boyer was released on \$20 bail and Mrs. Luttman on \$10 bail.

Mr. Boyer is in the real estate business.

BRITISH VIEW HOPEFUL

MRS. L. TOWLER, OF PORTLAND, HEARS FROM NORWICH FRIEND.

Woman Writes Plan Is to Keep Germans Too Busy to Invade—Unpreparedness Cited as Exonerating Home. The British attitude toward the present war is revealed in a letter received by Mrs. L. Towler, of 423 Sixty-fourth avenue, from Laura Burroughs, who writes from Norwich, England. She says the British are facing the issue with determination, and she is expressed that Americans will not believe that the British in any way sought the war, pointing to the nation's unpreparedness as proof of that declaration. She writes: "New recruits are in large camps all over the country, training hard for service. It takes six months to turn out a soldier. They are well fed. Altogether, arrangements are wonderful considering our national unbelief that the German menace was serious. "We are able to have our foreign foodstuffs at present at very slightly enhanced prices. There is very little distress at present. Some trades are adversely affected, but others are over-busy to keep up supplies. The Government is paying all well, and widows and children will have adequate allowances. Many firms are making up employees' salaries while serving. "There is no jingoism, no flag-wav-

ing; everyone is serious and hopeful, facing it with determination as something that could not be helped and to be made the best of. Folks here are quite unanimous, the most peace-loving of us, that had we stood by now it means not only cowardice, so see poor Belgium crushed and France crippled, but only a postponement of the horrors for us. With the Kaiser and his war lords holding the opposite coast, our national life would have been continuously menaced, and most likely we should have been unable to prevent invasion.

POOR GET TREE MONEY

SELLWOOD PUPILS DROP CELEBRATIONS TO AID POOR.

School Is Headquarters for Supplies That Pour in for Needy—Lents Also Does Relief Work.

Christmas donations of food and clothing by school children are pouring into the Sellwood School. All public Christmas trees have been foregone and the relief of needy families in that suburb. Saturday was "Bundle" day and headquarters were maintained in the basement of the church. Children of the school brought many articles of clothing and food, and the cash donations Sunday amounted to \$15. Several sacks of potatoes were donated. The committee in charge has a list of a number of needy families, and these will be supplied during the week. Those desiring to contribute may call at the Lents Church or telephone Tabor 4243 or Main 1940. N. G. Hedlin, chairman of the committee of relief, is assisted by Eva Biehoff and Hazel Sommerfeld. Warm clothes and food are needed especially.

Mayor Asked to Aid Sale of Real, Live Frogs.

Man in Penton, Minn., Writes in Quest of Firms Who Do Buying.

WHO wants to buy some real, live frogs? Mayor Albee is desirous of knowing because a man named Arthur Swanson, living at Penton, Minn., has written asking him to "send the names and addresses of some reliable firms buying live frogs." Since there are no frog buying concerns listed, the Mayor is at a loss to know how to reply to the letter.

DOUBLE FUNERAL IS SET Services to Be Held Tomorrow for Mr. and Mrs. C. E. Wicklund.

The funeral of Charles E. Wicklund, which was postponed Sunday, when his wife followed him in death, will be held tomorrow at 2 o'clock in a double service from the rooms of the Skewes Undertaking Company. It will be held at the residence of Mrs. Wicklund, 1200 S. Washington. Mrs. Wicklund was a member. Interment will be in the Woodlodge of Woodmen of the World, of which Mrs. Wicklund was a member. Mrs. Marie Landis, adopted daughter of Mr. and Mrs. Wicklund, is expected to arrive from Tacoma today. Dr. A. E. T. Buckell said yesterday that Mrs. Wicklund died from "bronchitis and exhaustion," but that her grief over her husband hastened the end is not doubted by her friends.

PERSONAL MENTION.

J. F. Raeburn, of Seattle, is at the Carlton. K. C. Edwards, of Astoria, is at the Carlton. E. H. Simms, of Tacoma, is at the Oregon. Dr. J. E. Gould, of Seattle, is at the Perkins. Mrs. O. A. Wirkkala, of Astoria, is at the Seward. J. F. Potter, of Centralia, Wash., is at the Carlton. George W. King, of Phoenix, Or., is at the Imperial. R. E. Schroeder, of Hoquiam, Wash., is at the Seward. James A. Ferris, of Lewiston, Idaho, is at the Perkins. G. H. Ripley, of Marshfield, is registered at the Perkins. Mr. and Mrs. B. F. Taber, of Chicago, are at the Cornelius. Mr. and Mrs. J. C. Stewart, of Eugene, are at the Multnomah. C. W. Ashpole, of Medford, is registered at the Imperial. W. B. Sargent, of La Grande, is registered at the Oregon. Paris Clark, of Bilozi, Miss., is registered at the Cornelius. Mrs. W. C. Bailey, of Coquille, is registered at the Carlton. Mr. and Mrs. R. A. Smith, of Maples, Or., are at the Cornelius. E. Ludwig Wilson, of Albany, is registered at the Seward. John A. Shaw registered at the Imperial from Albany yesterday. C. H. Clemens, a banker of Montezuma, Wash., is at the Imperial. B. Thomas, a business man of Condon, is registered at the Eaton. W. B. Sherman registered at the Oregon yesterday from Grants Pass. Dr. Myron W. Haynes, affiliated with McMinnville College, is at Hotel Eaton for a few days. Mr. and Mrs. A. W. Peterson, of Cathlamet, Wash., registered at the Perkins yesterday. C. W. Mount, general freight agent for the O.-W. R. & N. at Spokane, is at the Multnomah. Governor West, Colonel Lawson and Ennis Fern Hobbs were registered at the Seward yesterday. Mr. and Mrs. E. H. O'Brien and Mrs. C. A. Glover, of San Francisco, are at the Multnomah. Mrs. W. A. Coffey has returned from a visit in Lewiston and is again domiciled at the Eaton. C. J. Norgard, publicity man for the Washington Annex Hotel at Seattle, is at the Multnomah. Mr. and Mrs. W. P. Elmore, of Brownsville, are at the Perkins. Mr. Elmore is a Representative-elect. O. E. Turner and Donald Brown, of Corvallis, where they are students at the Agricultural College, are at the Cornelius. B. Benson, owner of the Hotel Benson, left for Los Angeles yesterday, and will spend a few weeks there and at Pasadena. C. W. Mount, district freight and passenger agent for the O.-W. R. & N. Company at Spokane, was in Portland on business yesterday.



At the Sign of the Big Playing Cat

Purity, Quality and Absolute Freshness

"While Visions of Sugar Plums Danced Through Their Heads"

And if these "Night-Before-Christmas" Dreams Come True— They'll All Have

A Great Big Box of CAT'N FIDDLE CANDY

On Christmas Morning

Dusky Dreams Victoria Chocolates Bitter Sweets French Bonbons and Glace Fruit Packed in Fancy Boxes Baskets and Imported Bonbonnières

Cream Caramels—Opera Caramels—Mexican Chews—Glacé Nuts—Nut Brittles—Cream Taffies—Honey Nugat—Cream Wafers—Marshmallows—Gum Candies—Etc

Dipped Nuts—Dipped Fruits—Dipped Paste Stuffed Dates—Salted Nuts

By Parcel Post or Express to All Parts of the Globe

On Broadway---145---Theater Row

REVIVAL PLANS MADE

USHERS AND DOORKEEPER CHOSEN FOR PROPOSED TABERNACLE.

Arrangements Under Way for Series of Evangelistic Meetings on Behalf of East Side Churches.

R. R. Steele was elected head usher for the union meetings which will be held in January in a tabernacle to be built on East Tenth and East Morrison streets, at a meeting in the Hawthorne Park Presbyterian Church. His assistants elected at that meeting were J. B. Long, of the United Brethren Church, and E. H. Harlow, of Centenary Methodist church. There will be several assistant ushers. G. S. Munday was elected head doorkeeper. George M. Lynch, manager for Evangelist Bulglin, urged the importance of having the congregations well taken care of.

There was a meeting last night of the women of the participating churches in the First United Brethren Church, East Morrison and East Fifteenth streets, at which was organized a Win One Circle, whose members will do personal work during the meetings. Today at 12 o'clock the civic committee will meet at the Young Men's Christian Association to discuss ways and means to obtain the assistance of Fort and General at the general meeting. The community prayer meeting committee has outlined plans for daily cottage prayer meetings in the homes of the members of the participating churches. A men's mass meeting of all the churches has been called for next Sunday at 2:30 in the Hawthorne Park Presbyterian Church.

PANTAGES BILL STARRY

"IN AND OUT" LIVELY FARCE, TOP-LINES HOLIDAY SHOW.

Ten Acrobatic Arabs Thrill, Beau Brummel Singer Is Hit, and All Other Acts Are Winners.

A lively little farce tops a bright and sparkling holiday bill at Pantages Theater this week. "In and Out" is the name of the playlet that embraces scores of laughs, and has lots of action as well as an interesting plot. The story is about a brother and sister, his club and a sister who stays at home and receives the "expected" and "unexpected" guests. The stage setting is excellent and the change of scenes is made in a twinkling. Walter S. Howe, who appears as the unexpected guest, is supported by a clever cast. The 10 Mon Amor Arabs have a spectacular act in which their most thrilling successes are human pyramids and whirlwind acrobatic feats. The background represents a scene in Algeria. The troupe wears gay costumes. Dressed in the spick-and-span attire of a Beau Brummel, Larry Comer sings new and old favorites and wins storms of applause. With the audiences of the opening day of the bill he was a big favorite.

Joseph Callahan, an American character actor, made his Pacific coast appearing first as President Wilson, then, in succession, as Abraham Lincoln, Emperor William II of Germany, George V of England, Mark Twain and General Robert E. Lee. He makes a characteristic address for every personage he represents, and the orchestra contributes appropriate airs.

Bethra & Bethra, in a skit entitled "The Musical Dairy," play all sorts of unique instruments, representing a churn, a broom, rakes, milk cans and a dipper. It is a happy combination of burlesque and gaiety. Two nifty dancing girls and a dapper young man make up the Wayne Trio, who present "A Musical Cocktail." The girls are pretty, they dance well and wear pretty costumes. Amusing pictures and inspiring music complete the show.

AUTO DRIVER GETS 5 DAYS

Sentence Dealt Out to Motorist Who Was Intoxicated.

For driving his automobile while intoxicated, F. Whitcomb, merchant, was sentenced yesterday morning to

ALMA MATER CALLS ALL

WASHINGTON ALUMNI TO CELEBRATE HERE TONIGHT.

Twelve Other Cities Also to Assemble Graduates and Old Students—Professor Kane to Speak.

A college programme, reminiscent of their days at Washington, will be given by alumni of the University of Washington tonight at the Public Library. The former students at that institution, whether graduates or non-graduates, and the present students home on vacation will assemble to participate in the programme. Professor Frank G. Kane, head of the department of journalism, came from Seattle yesterday afternoon to make the principal address before the meeting.

"The University of Washington is making efforts to organize her former students," said Professor Kane yesterday. "The alumni number 2183 and besides the holders of degrees there are nearly 11,000 who at one time or another were enrolled in the university. The majority of these are resident in the Northwest, and many of them live in Portland. At the same time that we are holding this meeting here, programmes of much the same sort will be under way in 12 cities of Washington. The university now has about 3400

ANCIENT DAY CELEBRATED

Pupils of Hebrew School Honor Victory of Maccabees.

More than 100 children, pupils of the Portland Free Hebrew School, participated in the Chanukah exercises at the Neighborhood House at Second and Wood streets Sunday afternoon in celebration of the Maccabees' victory over the Hellenic invaders of Jerusalem and the restoration of Judaism in Judea about 200 B. C. The house was filled to capacity by an interested audience. Following readings and recitals of Hebrew prose and poetry and the singing of traditional songs by the children several prominent Jewish social workers spoke. Among those who addressed the gathering were: D. Solis Cohen, Mrs. Emma Aaronson and Mrs. Toha Nard.

George Ruck, city superintendent of the Portland free Hebrew school, was in charge of the exercises.

SKIN TROUBLE IN ITCHING SPOTS

Large and Red. On Arms, Extended to Body and Legs. Clothes Scratched, Cuticura Soap and Cuticura Ointment Healed.

Moelpps, Wash.—"My trouble first started on my arms and soon it extended to my body and legs. The first I noticed of it was red spots, itching spots some larger than a pin head. My clothing irritated them and I scratched. My sleep was disturbed by the clothes scratching."

"It had bothered me for about ten days and I began to use the Cuticura Soap and Ointment. I only purchased one cake of Cuticura Soap and one box of Cuticura Ointment and they effected a complete cure." (Signed) Sid Strawn, May 19, 1914.

HANDS WOULD CRACK OPEN

Cyclone, Mo.—"Every winter I had a breaking out on my hands. They first got rough and then would crack open in places as if there had been little gasbes cut. They hurt and were sore. I used Cuticura Soap and Ointment and my hands are well. My face would break out in red pimples and skin seemed thick and feverish. I used Cuticura Soap and Ointment and was cured." (Signed) Mrs. B. A. Milleon, Mar. 6, 1914.

Samples Free by Mail

Although Cuticura Soap (25c.) and Cuticura Ointment (50c.) are sold by druggists and dealers throughout the world, a liberal sample of each will be sent free by mail. Address postcard "Cuticura, Dept. T, Boston."

NEW TAX LAW FAVORED

SEMI-ANNUAL PAYMENTS WITH PENALTY FOR DEFAULT.

Abolition of Property Holders' Annual School Meeting Urged by Legislative Committee.

OSTRICH STEAK ON FARE

Big Bird Will Be Cut for Those Who Prefer It to Turkey.

As an addition to the Christmas bill of fare, ostrich steaks will be at the disposal of Portland buyers this week. William Constantine yesterday received a full-grown Texas ostrich, and will have the bird cut. The ostrich, which weighed 207 pounds, will be put on exhibition at the Alder-street market today. It was not a handsome bird as it hung head downward in Constantine's shop yesterday, but in parts of the South, where ostrich steaks have become somewhat of a staple food, the meat is highly regarded. The steaks will sell at 25 cents a pound. There were large receipts of turkeys for the Christmas trade. The demand already is better than some of the dealers expected, and should the supply run short before Christmas, the price may go a few cents higher. United States annually consumes 250 pounds of wheat and wheat flour per capita.

STUDENTS AND WASHINGTON HAS 1253 WOMEN ENROLLED, OR MORE THAN ANY EXCLUSIVE WOMAN'S COLLEGE IN THE COUNTRY, SAWS WELLESLEY AND SMITH.

"We have 150 students in journalism this year. We are encouraging them to seek the field of country newspaper work, and, as a part of the university, our department is setting up as close relations as possible with the country press of Washington."

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Advertisement for Silverfield's fur coats. Text includes: "Buy Furs Now for Xmas", "The Entire Stock Silverfield's Going to the Public at Manufacturer's Cost.", "The Lowest Prices Ever Known", "This Firm Now Retiring from Business.", "AN IDEA OF THE TERRIFIC SACRIFICE", list of fur items and prices, "Silverfield's", "286 Morrison St. Bet. 4th and 5th Sts. 342 Washington St., Morgan Build'g".