

CENT CASE PUZZLES

Definition of Counterfeiting Passed On to Court.

PENNY SHINES LIKE DIME

Hugh O'Neil Bound Over to Wait Decision as to Whether Brightening of Copper Was Mutilation of United States Coinage.

If a man brightens a penny so that it can be passed as a 10-cent piece is he guilty of counterfeiting? This unique question was debated before United States Commissioner Drake in the Postoffice building yesterday by Assistant United States District Attorney Johnson and Mark O'Neil, the appointed attorney of Hugh O'Neil, a transient.

Dave Sprecher, a wood Sawyer, testified that Hugh O'Neil, while in his saloon recently, traded him a brightened penny for two nickels on the representation that he was giving him a 10-cent piece. Sprecher later reported this to the police and O'Neil, who had only two pennies and a nickel at the time, was held at the station on a charge of vagrancy.

Case Is Cited.

After the matter was reported to the Federal authorities it took Mr. Johnson some time to find a precedent case covering prosecution for counterfeiting. The law which describes defacing, falsifying and mutilating a counterfeit is limited to gold and silver coins and he did not think it could be construed to cover a penny. He, however, did find a Federal decision handed down in Massachusetts which held that the changing of a coin to a higher denomination by any kind of manipulation, including plating and gilding, is counterfeiting.

Intoxication Is Plea.

"This case is important, because the Government must prohibit any tinkering with its coinage," said Mr. Johnson. "And the Government justly is jealous of its rights in matters of this kind."

Mark O'Neil, a veteran Portland lawyer, who is president of the famous Kentucky Club, an organization of Southerners, was appointed by Commissioner Drake to defend the penniless Hugh O'Neil. Overlooking the hint that he was chosen because of the similarity of names, Mr. O'Neil took up the cudgel for his impoverished client and says he will see the case to the end.

"I contend that the evidence does not correspond with the allegations in the complaint, which allege that Mr. O'Neil has falsified, knowingly and unlawfully counterfeited a coin after a silver coin. I contend that the denunciation was not changed, that the penny bore no resemblance to a 10-cent piece other than in color."

"If a man should dip a silver dollar into a chemical liquid and give it the resemblance of a 20 gold piece in color, he would not deceive anyone. It also should be pointed out that the defendant was so drunk at the time of the incident that he didn't know what he was doing."

Court's Decision Wanted.

In binding the defendant over to the grand jury in \$500 bail, Commissioner Drake said he felt that the question should be raised in the United States District Court. He remarked that the case in itself did not amount to much, but that it was a case in which society was interested vitally. Mr. Drake also took occasion to compliment Mark O'Neil for his generous support of the defendant.

An amusing circumstance resulted during the hearing when C. H. Pray, a Secret Service agent, rushed into the courtroom in his shirt-sleeves after being attracted by the arguments he had heard while working next door. To preserve the dignity of the court Deputy United States Marshal McSwain instructed Deputy Tim Deboest to put him out of the room and order him to remain out until he put on his coat. At first Mr. Pray seemed disposed to resist the order, but he finally was removed, much to the edification of his fellow workers.

Hugh O'Neil was unable to obtain bail last night, having no acquaintances in Portland, but his attorney gave him money enough to buy up a stock of chewing tobacco before he was taken to the Multnomah County Jail pending appearance before the grand jury. The defendant says he was born in Bella Carney, Ireland, about 47 or 48 years ago, and that he is an umbrella repairer and tinsmith by trade. He has drifted about west for 29 years. The funds which accomplished the trick in brightening the penny, he says, was used to brighten umbrella handles.

MONEY MAY BE SECURED

State Contract With Government Before June 30, Is Necessary.

If the Oregon Legislature should appropriate funds for co-operation with the Federal Government in building the Deschutes irrigation project, a contract could be made between the Secretary of the Interior and the Oregon state officials, which, if made before June 30 next, would secure to hold the funds which have been appropriated by the Secretary of the Interior for co-operative work with Oregon. This is the belief of Senator Chamberlain.

Although the Controller of the Treasury has ruled that such funds will revert to the treasury if not expended prior to June 30, Senator Chamberlain says his reading of the law convinces him that the funds will remain at the disposal of the department if the contract should be made with the co-operative project.

BABY FOUND ON RAG PILE

Woman Dies in Tent and Babes Gnaw Candle and Leather.

CONNERSVILLE, Ind., Jan. 9.—Mrs. Mary A. Benson, 28 years old, died in a tent in the Columbia Township hills recently. Persons called to the place found the body lying on a pile of rags, attired in the husband's trousers and rubber boots. Five little children and a baby 2 weeks old were in the tent. The husband and another woman, said to be a sister of Mrs. Benson, also were present. It is said the mother was not attended by a physician until the infant was born. She suffered from Bright's disease. The children were barefooted and scantily clad. Some of the children were chewing pieces of leather and one was gnawing a candle. The family had lived on potatoes and parched corn for weeks. The children will be turned over to the care of the local humane society.

STATE GAME WARDEN'S MOVING PICTURES OF HOME LIFE OF BIRDS AND BEASTS SOON TO BE SEEN.



1—Oregon Cub Taking to Bottle; 2—Another Cub Looking for a Friend; 3—Young Cougar, Playful as a Pet Kitten.

What are considered by many critics to be the best moving pictures of home life of wild birds and animals ever shown will be exhibited by State Game Warden William L. Finley, at the Helig Theater on January 22, 23 and 24. The purpose of the three-day exhibition is to raise money for the Arthur S. Hubbard memorial fund, which was started by members of the Oregon Sportsmen's League. Hubbard was killed last month while performing the duties of a deputy game warden in Southern Oregon. He leaves a widow and two small children. The motion pictures were taken by Mr. Finley after a great deal of time and expense and this is the first time the Portland public has been offered the opportunity of witnessing these wonderful reels. Tickets will be placed on sale beginning tomorrow morning at the various sporting goods and hardware stores of the city and these carboards can be exchanged at the box office on and after next Tuesday.

SHIP CREW TO TESTIFY

SACRAMENTO CARGO, REACHING GERMANS, TO BE TRACED.

Men Interred at Valparaiso to Be Returned to San Francisco, Where Steamer Is Investigated.

SAN FRANCISCO, Jan. 14.—The crew of the steamer Sacramento, now in port of San Francisco, will be returned to Valparaiso, Chile, with the ship at Valparaiso, Chile, will be returned in the near future to San Francisco to testify at an investigation to be held by Federal officials of the manner in which the cargo of that vessel, destined for a firm in Valparaiso, came to the hold of a German warship.

This announcement was made here today by J. O. Davis, collector of the port of San Francisco, who said that United States District Attorney Preston recently requested the return of the men, 55 in number, and that Secretary of State Bryan obtained the preliminary of the Chilean government that the crew of the interned vessel might leave Chile.

Philip R. Thayer, president of the company which owns the Sacramento, formerly the German ship Alexandria, has been in Washington for the past three weeks on the matter, and has agreed to bring the men back if the Government will release him from \$20,000 bond imposed when the Sacramento left this port.

The Sacramento was admitted to American registry last October, when her name was changed as well. On January 2, 1915, announcement was made from Lima, Peru, intimating that the vessel had returned to German registry and that she was an auxiliary cruiser in the German navy.

According to this announcement, the crew attributed to the Chilean government, the Sacramento at that time was under orders to leave Valparaiso within 24 hours or to disarm.

NEW CONSTITUTION AIM

RESOLUTION IN IDAHO SENATE PROVIDES FOR SPECIAL CONVENTION.

Proposal Is for 20 to 50 Delegates Who Would Reconcile Original Draft and Amendments.

BOISE, Idaho, Jan. 14.—(Special.)—The necessity for calling a constitutional convention, the first in 25 years, since the constitution was drafted, was squarely presented to the Legislature here today by Senator Elliott, of Bonner County. He introduced a resolution providing for the first limiting the number of delegates to attend the convention to 50, and not less than 20, and the second setting forth the necessity of the convention. The latter has been added to the constitution and there is a constantly increasing demand for many new ones; that there are conflicting provisions in it and uncertainties in the fundamental law. The resolution calls for ratification for the convention by the people at the general election in 1915.

Complete revision of the fish and game department of this state, bringing it under the supervision of a commissioner, is provided for in the Kiger-Koelke bill introduced in the House. The bill calls for a radical change in this bureau.

CABLE IS MADE FREER

BRITAIN RELAXES CENSORSHIP OUTSIDE OF EUROPE.

Specified Codes Must Be Used but Privilege Is Not Extended to Neutral Nations in Europe.

NEW YORK, Jan. 14.—Relaxation of the censorship exercised over the cables between territory of the allied nations and between those nations and neutral countries outside of Europe, including the United States, was announced today by the cable companies. This is to be accomplished by the use of specified codes under certain restrictions. On and after tomorrow, it was announced, the British censors will permit the use of code in messages

FUN DILLS AMUSE

Star Has Seven Reels of Variety and Comedy.

J. W. KERRIGAN FEATURED

Columbia Is Temple of Laughs. Its Headline Photoplay, "The Battle of Love," Presenting Side-Splitting Situations.

J. Warren Kerrigan and Pauline Bush share honors in two dissimilar features which began at the Star Theater yesterday and will run until Saturday night.

Kerrigan is an amiable Irish adventurer in "Captains of Villainy," while Miss Bush is a lovable fishermaid model in "Star of the Sea," a rather unique photoplay of studio life in Italy. "Captains of Villainy" thrills with the politics of nations and "Star of the Sea" grips with the politics of love. Other features in a seven-reel programme are "The Silk Worm," concerning that industry in Japan; "A Maid by Proxy," which is amusing enough for anyone, and a cartoon comedy, "Hunting in Crazyland," which makes the crowds shriek. The bill runs two hours and is unusually well-balanced.

LAUGHS RULE AT COLUMBIA

"The Battle of Love" Is Crowded With Trollicking Comedy.

Good, wholesome comedy, the sort that makes persons laugh and forget their troubles, is offered in "The Battle of Love," a three-act photoplay which opened yesterday at the Columbia and in which Francis X. Bushman is featured.

The story concerns a triangular love affair. Arthur Chandler and Bessie Wells become engaged and are most devoted until an actress enters upon the scene. Bessie's jealousy is aroused and she breaks the engagement. Jack Frost makes a wager with the father of the young couple that he will bring about a reconciliation and marriage before 24 hours. He obtains the aid of the actress and she entices Chandler into the country, where she mysteriously disappears. Bessie is notified that the girl has been murdered and that her sweetheart is suspected. All others apparently turn against him excepting Bessie, who stands by him and marries him. "The Crimson Moth" has unusual features and "The Professor's Romance," started by "mother's little angel children," is a splendid comedy. This bill runs today and tomorrow.

"SAMPSON" AWES MAJESTIC

Man of Wildness and Ferocity Is Portrayed by William Farnum.

"Samson," the photoplay at the Majestic Theater which has created a profound sensation in Portland this week, is still there. The picture is one of the best in which William Farnum, one of the country's foremost actors, has appeared. It is the story of a man beginning at the foot of the ladder of fame, who, through his business ability, rises to the heights, only to tear his golden temple down to avenge the woman he loves. One cannot help but wonder at the marvellous strength of the man, both mental and physical, and it is this strength which at last wins over the woman who has shamefully mistreated him—his wife. There is a wildness, a ferocity, of the man which makes him superb in his anger. The spectator almost shivers at the sight of the woman in the play does shrink, but at the same time she is drawn toward him.

ROBBERS RULE WAR ZONE

Japanese Refuse to Keep Order, but Bar Chinese Troops.

PEKIN, Dec. 22.—(Correspondence of the Associated Press.)—A letter from an American in Wei-sien, in the war zone through which the Japanese operated against Peking-Tai, says the forces of the Japanese government that robbery is rife and certain roads have been abandoned by all traffic.

The letter says that where grain and supplies were spared by the Summer floods they have been taken, though paid for, by the troops. An agency of the United Cross Society has been established at Wei-sien, which hopes to do something to relieve the widespread destitution.

LAKES' LEASE STILL ISSUE

Attempt by Oregon Company Against Ratification Anticipated.

SALEM, Or., Jan. 14.—(Special.)—That an attempt is to be made by the Oregon Mining and Potash Company, headed by H. S. Wallace, of Portland, to defeat in the legislature the ratification of the contract made by the State Land Board with Jason Moore, of Portland, representing Eastern capitalists, for the lease of Summer and Albert lakes in Eastern Oregon was the statement made by State Treasurer Kay today. Mr. Kay said that he had been informed from a reliable source that preparations were under way by the company in question to bring pressure to bear to defeat the ratification.

WRIST WATCH FOR POLICE

Officer Saves His Vest and His Uniform by Being "Up to Date."

Kansas City Post. Alas for the great electric clock whose monster frame is suspended from the ceiling between the grand lobby and the main waiting-room of the Union station. It suddenly lost prestige in the eyes of the traveling public, and Joe Enright, the genial patrolman at the station has again come into his own.

The electric clock has been regarded as an eyesore since travelers have learned that its works have never been installed and that so far as it is useless as a motor-car without gasoline. But Enright, the "Original Joe," as he is called—has solved the problem. Patrolman Enright carried the reg-

LAST CALL!

Last Chance! Last Two Days! TODAY AND TOMORROW

Choose Now or Never If You Want Real Clothing Bargains Wake Up to Your Opportunity. This Sale Positively Closes Saturday, 10 P. M.

\$3 Hat Free with Suit \$3 Hat Free with O'coat



EXTRA! 500 BLUE SERGE SUITS—in medium and heavy weights, in new models of today—for the stout man, the slim man and the regular. They are \$20, \$22.50, \$25 and \$27.50 values. A worthy addition to any man's wardrobe. Choose at—NINE-NINETY-NINE

For \$20.00-\$22.50-\$25.00-\$27.50 Suits and Overcoats PEOPLES CLOTHING CO. BET. WASH. AND STARK 104-106 THIRD ST. BET. WASH. AND STARK

night to the board of directors of Albany's public library for a term of three years. The library board is composed of nine members, three being appointed by the Mayor and Council each year.

Patrolman Enright naturally is a resourceful man. He decided that he could not afford to wear out the pockets of a third vest, so during the noon lull or so he was asked to refer to his watch. He wore out the pockets of two vests in trying to serve the public.

"Will you kindly tell me the time, patrolman?" I see the station clock is not running," remarks the traveler. "Certainly," replies Enright. "Take a look for yourself."

And there on his wrist, as he gracefully curves it toward the inquiring man or woman, is a little nickel watch, held in position by a real leather band. "Oh, my!" exclaimed the woman with a smile. "How very up-to-date you are." The man says: "Very good, very handy."

And all the time the little watch ticks, but Enright doesn't stir out of his tracks or put on an unnecessary wrinkle in his uniform.

Library Board Members Named. ALBANY, Or., Jan. 14.—(Special.)—Frank J. Miller, Mrs. H. F. Merrill and Alfred C. Schmitt were reappointed by Mayor Curl and the City Council last

Best Laxative For Children When your baby is cross and fretful instead of the happy, laughing little dear you are accustomed to, in all probability the digestion has become deranged and the bowels need attention. Give it a mild laxative without griping or other distress. Druggists sell Dr. Caldwell's Syrup Pepsin at fifty cents and without griping or other distress.

Women's and Children's Shoes 25c Pair. Several hundred pairs of ladies' shoes and children's shoes will be sold at this astounding low price commencing this morning. Shoes in this lot worth up to \$2.50. Sale price 25c.

Today 9:30 A. M. Wright's, 244 Washington St. Near 2d

WOMAN IN BAD CONDITION

Restored To Health by Lydia E. Pinkham's Vegetable Compound.

Montpelier, Vt.—"We have great faith in your remedies. I was very irregular and was tired and sleepy all the time, would have cold chills, and my hands and feet would blot. My stomach bothered me, I had pain in my side and a bad headache most of the time. Lydia E. Pinkham's Vegetable Compound has done me lots of good and I now feel fine. I am regular, my stomach is better and my pains have all left me. You can use my name if you like. I am proud of what your remedies have done for me."—Mrs. MARY GAUTHIER, 21 Ridge St., Montpelier, Vt.



Dr. N. J. Fulton

The Naturopath Physician, has practiced for 20 years, 12 years in Portland. The demands made upon Dr. Fulton from all parts of the country induced him to devote most of his time for the past three years to the study of a scientific method of care for patients in their own homes.

This method is now perfected, and further information regarding it will be sent on inquiry. Nervous prostration, stomach troubles, asthma, kidney trouble, rheumatism and paralysis are treated successfully in your own home. Call Main 1941 or A 6641, or write P. O. Box 984, Wheelock Annex, Portland, Oregon. N. O.—Adv.

If you have the slightest doubt that Lydia E. Pinkham's Vegetable Compound will help you, write to Lydia E. Pinkham Medicine Co. (confidential) Lynn, Mass., for advice. Your letter will be opened, read and answered by a woman, and held in strict confidence.