

FELIX W. ISHERWOOD IS APPOINTED RECEIVER

Appointee of Judge Kavanaugh Has Power to Handle Monarch Lumber Co. Affairs.

LONG LITIGATION ENDED

Decree Permits Operation, Lease or Sale of Power Plant, Two Mills, Water Frontage 28 Acres and Other Holdings of Concern.

Felix W. Isherwood has been appointed receiver for all the properties of the Monarch Lumber Company by Circuit Judge Kavanaugh.

The receiver has ample power to take charge of, to operate, lease or sell the properties. They consist of 23 acres on the Oregon Slough, with a deep-water frontage of 2000 feet, two large sawmills, with a combined capacity of 600,000 feet a day, an electrical power plant appraised at \$200,000, and an electric transmission line serving the Union Meat Company and other enterprises on the Peninsula. A block in Kenton, with lumber sheds and buildings, is also included.

The Monarch Lumber Company was organized in 1910 by Lester W. David with a capitalization of \$3,000,000. Mr. David became president. Seventy-five per cent of the stock was held by the parent concern, the David Investment Company, of which Lester W. David was also president.

In 1911 the company met with financial reverses and secured a loan of \$24,000 from the Assets Reclamation Company, of Chicago, executing its notes for \$300,000 secured by a trust deed on all the property. The operation of the property during the following year entailed a deficit of \$250,000, largely represented by local creditors. Some of these creditors afterward reduced the amount to \$100,000.

With the mortgage in default and taxes and insurance unpaid, Mr. David proposed to organize the Monarch Lumber Company of Maine, with a capitalization of \$5,000,000, and to transfer all assets of the local concern to the Maine company.

The plan failed, and the Maine company transferred all the local assets to Ira M. Cobb, vice-president of the mortgage, who subsequently transferred them to G. M. T. Murphy, his successor in office.

To avoid the necessity of foreclosing it was deemed advisable by Mr. Murphy on behalf of the mortgage to purchase the first judgment lien held by Captain E. W. Spencer, to sell the property at judgment sale and thus eliminate all creditors and at the same time obtain legal title without foreclosing the mortgage. This was carried through and a Sheriff's deed secured under sale.

On behalf of the mortgage, Mr. Murphy then brought suit to quiet his title and to eliminate all creditors. A hearing was held on June 10. On December 31 Judge Kavanaugh held the Spencer judgment void, that the Eastern bondholders had acquired no title to the property and that the Sheriff's titles held by them were void. Judge Kavanaugh further held that legal title was vested in W. T. Patton, a judgment creditor, who had obtained his Sheriff's deed. The legal effect of this was to eliminate all local creditors.

Through J. W. Kaate, his attorney, Mr. Patton applied for a receivership and offered to subordinate his rights under the deed in behalf of all creditors under a receivership.

While the Eastern bondholders had sold their title to a local corporation created by Mr. David and known as the Monarch Lumber Company, George Heusser and C. A. Sheppard were officers of this company, which was in possession and had made improvements.

The decision of the court is said by Attorney Kaate to dispose of any rights held by this company and to dispossess it.

DESERT LANDS TO BE SOLD

State Authorizes J. B. Miner to Dispose of 4781.91 Acres.

ELKS ENTERTAIN OFFICIAL

P. H. D'Arcy Is to Visit Oregon City Lodge Today.

TOKIO ASSASSINS FOILED

Fair Arrested for Attacking ex-Minister of Justice at Meeting.

EX-OPERA STAR VISITS

Milwaukee Mayor's Wife Is the Original "Merry Widow."

MANN ACT CHARGE LIKELY

Federal Grand Jury May Hear Case of Mike Chiamenti.

LA GRANDE SHIRINERS START WEST

LA GRANDE, Or., Jan. 25.—(Special.)—Twenty Shriners, escorting seven La Grande candidates, left tonight for Portland to attend the Shriners' class initiation there this week.

STORY OF SPANIEL MAKES HIMSELF

Texan Charged With Killing Wife and Colonel Butler Dramatic on Stand.

FIGHT IN AUTO DESCRIBED

Mrs. Spaniel Insulted by Army Officer in His Room, He Says—Testimony Rambles as Tale of Tragedy Is Unfolded.

SAN ANGELO, Tex., Jan. 25.—Tears fell from the eyes of jurors who listened to the tenses dramatic story that Harry J. Spaniel told them today, when, as a witness in his own defense, he recounted, incoherently, the scene in which his wife and Lieutenant-Colonel M. C. Butler, United States Army, were slain and for whose deaths he is charged with murder. Spaniel's sobbing was echoed by spectators and court officers who heard the witness.

As he was about to leave the witness stand he sobbed: "Thank God I've prayed Almighty God to let me tell it as it is. Thank God, O God, O God."

Undue Attention Charged. The story of the killing, which occurred in an automobile near Alpine last July, as told by Spaniel, accused Butler of being unduly attentive to Mrs. Spaniel, culminating with the occasion when Spaniel said he saw his wife leave Butler's room, where she had gone with Mrs. Butler, and said the Army officer had insulted her.

The fatal shooting of Mrs. Spaniel and Butler, Spaniel testified, followed a fight in the automobile as a result of incidents which occurred earlier in the evening. The story of the shooting was preceded by a long narration of incidents in which Spaniel charged Butler had paid undue attention to the defendant's wife, "trying to show her off," and leading up to the evening of July 20, when, he said, his daughter hurriedly and excitedly leave his (Butler's) room in the Holland Hotel. Spaniel said a moment later he saw Mrs. Spaniel emerge from Butler's room where she had gone with Mrs. Butler, who had left the room for a few minutes.

"Something Happened," Wife Says. Mrs. Spaniel, when faced by her husband, told him, according to Spaniel, that "something had happened," but she "could not tell him what it was then."

Mrs. Spaniel accompanied her husband to their automobile and Spaniel said he remembered calling Butler to the automobile. He said he did not recall whether his daughter was in the car. After driving a few blocks, Spaniel testified he asked Butler "what he had done upstairs." Butler replied "nothing," that Mrs. Spaniel was "so excited" and misunderstood him.

Spaniel then repeated what he said was the argument that followed. Then, Spaniel said, he turned a blow on the back of his head. Butler grasped him and pushed his head down on the steering wheel. "I then thought of the gun in a pocket of the car and got it some way."

Second Pistol Drawn. Here Spaniel's testimony for the first time rambled somewhat. Then he said: "I know we wrestled on the seat. I felt that if Butler had got the gun away from me he would kill me and Crystal, too. I knew he was getting it away from me. I thought of a little pistol in my pocket. I don't remember if I finally getting the gun out of my hand. But I had gotten the little pistol out, and I don't know, but I think I fired a couple of times maybe. I turned my next to the car, over against the fence, and I came back quickly to the car. Butler seemed to be right behind Mrs. Spaniel. I don't know if he shot her or not. I saw him fall and saw Mrs. Spaniel in the car door."

"I tried to get her out of the car. I couldn't move her and put the pistol up to my own head and thought I would kill myself. Then baby came up before me and seemed to be crying. I was in waiting for you, and something pulled my arm down and I started away. I called for help."

Gripping his hands convulsively, Spaniel reeled in his chair and sobbed: "Crystal, I was going to jail; I remember meeting somebody, I don't know if he set a doctor, for God's sake, get a doctor, and then I remember being in jail. I did not remember anything else. I've been dead, but I know I'm here. He helped me to tell this story. I've prayed Almighty God to let me tell it as it is. Thank God, oh, Crystal!"

1000 GALLONS RUN OUT

SEATTLE POLICE USE AXES ON BOTTLES AND BARRELS.

CHIEF MAKES ONE OFFICER RESPONSIBLE

for All Confiscation in Effort to Stop Thefts.

SEATTLE, Wash., Jan. 25.—(Special.)—Because the seizures of liquor by the police were overflowing the rooms set aside for its storage, Chief of Police Beckingham today supervised the destruction of 1000 gallons of all kinds, in sealed packages, barrels, hip-pocket supply and demijohns, and more will be destroyed tomorrow.

While the dry squad axes were at work on the stored supply Sergeant Putnam's men were making a large shipment of whiskey in a railway yard, and other policemen were bringing in small quantities seized in raids.

The problem of taking care of the confiscated liquor has become perplexing, and to place the responsibility for the proper safeguarding of such liquors pending court action, Chief Beckingham today ordered the keys to the storeroom turned over to Sergeant Putnam, chief of the dry squad, and from now on he will be the only police official having access to the rooms.

A system of checking will be inaugurated and when destruction is ordered by the court or police chief it will be done under the personal direction of Sergeant Putnam. In this way it is expected to prevent the remarkable "shrinkage" that has been noted in confiscated liquor.

TIMBERMAN'S \$50,000 WILL FILED.

OREGON CITY, Jan. 25.—(Special.)—A petition for the appointment of

RANGE SITE IS ADMIRABLE

Linnton Tract Taken on General Bell's Recommendation.

ONE 'GENTLEMAN' ON JURY

Linnton County List Shows Varied List of Occupations.

ALBANY, Or., Jan. 25.—(Special.)—The jury list for 1917, which has just been selected by the Linnton county court, contains a list of men who give the most varied list of occupations of any ever drawn in the county.

The majority of the list is composed of men in the following occupations: farmer; Gentleman; 1; acid maker; 1; financier; 1; bookkeeper; 1; fruit-grower; 1; horticulturist; 3; creamery-man; 1; drayman; 1; millman; 1; grain dealer; 1; poultryman; 1; cabinet maker; 1; harness maker; 2; stone-cutter; 1; manufacturer; 1; mechanic; 2; warehouse man; 2; retired; 6; insurance agent; 1; constable; 1; policeman; 1; barber; 1; teamster; 1; jeweler; 1; merchant; 1; banker; 2; abstractor; 1; timberman; 1; contractor; 3; and railroad man, 1.

'GOD GOVERNMENT' TOPIC

Representative C. M. Thomas Addresses Willamette Students.

SALEM, Or., Jan. 25.—(Special.)—Representative C. M. Thomas, of Jackson County, addressed the students of Willamette University this morning on the subject of "Good Government."

Mr. Thomas pointed out that there always are two opposing forces in government—the force of selfishness, greed and reaction, and the force of right, liberty and justice.

"The first force," he said, "always is active, energetic and awake, and constantly at work, while the elements controlling the second force operate only sporadically and are aroused after periods of undue oppression."

"The force of justice and righteousness," he said, "is always passive, and will be able to control government."

WIFE QUITS CRIPPLE

Faithful Effort to Provide Home Met With Scorn.

E. LEMERLE SEEKS DIVORCE

Frenchman for Years Sends Home \$16 Monthly Out of \$20 Earned, but When Hand Is Lost Love of Spouse Fades.

E. Lemerle, a Frenchman, followed the sea. But the uncertainties of a seafaring life and the small rewards worried him. His children were fast growing up and the years were silvering his hair. And he had not been able to buy all the things he wanted for his wife that he once hoped he could.

"Go to America, cherie. There the people have money. There a fortune is easy to get. I will follow when you have for me a home," proposed Mary Rose, his companion in wedlock.

Lemerle sailed on a packet bound for America a few days later. That was 10 years ago. His daughter was fast reaching young womanhood; his son was 16 years old.

He fought before the mast in the stormy rounding of the Horn. At last he set foot in Portland, and vowed that he would never again sign up for the sea. His home was to be in the land of the free, where Opportunity delighted in knocking at the door of even the most humble. Then, in time, he would be joined by his wife and children, for whom he would prepare a modest home.

Opportunity Not Persistent. But gold, it seems, was not to be picked up in the streets, and the panic of 1907 had frightened Opportunity.

He finally got what was only a job. He became a dishwasher at a local hospital. For his services he received the princely remuneration of \$20 a month and board. Sixteen dollars were sent monthly to his wife and children. Vanities of dress, dissipation, pleasures—all that sort of thing—were his, on \$4 a month, had he not preferred to put enough of that aside to permit him to send for his family eventually.

For three years he labored there. Then he cut his wrist, infection set in and blood poison caused him to lose the use of his right hand.

Still he washed dishes and even made small sums by doing chores away from the hospital. The day came when he had money enough saved to send for his family. Joyfully he wrote his wife. An answer came back after months of waiting. She had an excuse for not coming at once; the daughter expected to be married.

Months passed, and soon Lemerle could furnish a humble home. Repeated appeals to his wife brought evasive answers. A friend was planning to return to France.

"See my wife for me! Tell her I want her to come to America," pleaded Lemerle, the friend consented, and the home town of Lemerle was his destination.

The wife wrote seldom those days, and Lemerle awaited with anxiety word from his friend. Finkly it came. "I don't care for a husband who is a cripple," the wife had told the friend.

Three years have passed since then. Lemerle has sent no money to France since he learned that his wife despised him as a cripple. He has a little nest-egg now. Possibly, he now contemplates matrimony.

At least—he filed suit in the Circuit Court yesterday for divorce from Mary

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Nujol For Constipation

AS CLEAR AS CRYSTAL

Hold a bottle of Nujol up to the light. Its crystal transparency is without a flaw. Every trace of impurity, every vestige of color or "bloom" has been removed by varied and many times repeated processes of refining. Nujol is water-white, tasteless and odorless. It neither looks, tastes, nor smells like medicine. As a matter of fact it isn't medicine at all, in the ordinary sense. It is not a laxative or a purgative, is not absorbed by the system, hence doesn't form a habit. It acts in effect as an internal lubricant, softening the contents of the intestines and so promoting normal movements. Nujol is bottled at the refinery and is sold only in pint bottles bearing the name Nujol and the imprint of the Standard Oil Company (New Jersey). Refuse substitutes—be sure you get the genuine. Write today for booklet, "The Rational Treatment for Constipation."

STANDARD OIL COMPANY Bayonne (New Jersey) New Jersey

will be served in Friendly Hall for the visitors. The guests will be taken about the city in automobiles and then to the Eugene Chamber of Commerce, where a reception will be held.

MILLIONS USE IT TO STOP A COLD

"Pape's Cold Compound" Ends Severe Cold or Grippe in Few Hours. Relief comes instantly. A dose taken every two hours until three doses are taken will end gripe misery and break up a severe cold either in the head, chest, body or limbs. It promptly opens clogged-up nostrils and air passages in the head, stops nasty discharge or nose running, relieves sick headache, dullness, feverishness, sore throat, sneezing, soreness and stiffness. Don't stay stuffed-up! Quit blowing and sniffing! Ease your throbbing head! Nothing else in the world gives such prompt relief as "Pape's Cold Compound," which costs only 25 cents at any drugstore. It acts without assistance, tastes nice, causes no inconvenience. Be sure you get the genuine—Adv.

FOR COLDS

25c

EUGENE TO ACT AS HOST

Elaborate Plans Made to Entertain Legislators Tomorrow.

EUGENE, Or., Jan. 25.—(Special.)—Arrangements for the reception of the members of the Oregon Legislature who will be the guests of the University of Oregon and the City of Eugene, Saturday, have been completed.

The party will arrive on a special train to be provided by the Eugene Chamber of Commerce.

P. L. Campbell, president of the University of Oregon, and others will meet the legislators at an assembly in Villard Hall. The University Club will bring.

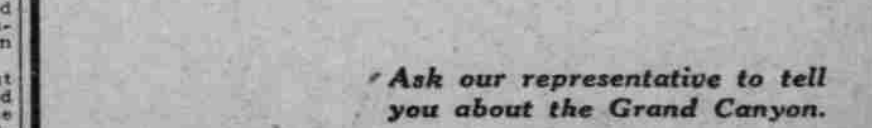
Following this meeting a luncheon

Going East?

Arrange to take Santa Fe from San Francisco. The fare is practically the same as via direct routes—you see California and the great Southwest. See it once and you will want to see it again.

Ask our representative to tell you about the Grand Canyon.

K. H. FRANCISCO, General Agent, 122 West Third Street



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