

GERMANS FAIL TO GAIN THEIR OBJECT

Desired Break in Southern Lines to Plains of Italy Not Accomplished.

LULL IN FIGHT REPORTED

Hundreds of Thousands of Austro-German Soldiers Sacrificed, With Hun's Position Not Materially Improved.

WASHINGTON, Dec. 10.—Rome dispatches today, confirming earlier reports of a lull after the fierce fighting in which the Teutons failed to break through the Italian lines, says the Austro-German commander sacrificed hundreds of thousands of his best men without improving his position.

This description of the situation is given: "The fierce fighting of the last few days has subsided into a period of comparative calm. The superhuman resistance of the Italians prevented the Austro-Germans from attaining the strategic advantages of their objective, although they succeeded in obtaining gains of purely tactical character. The failure of the enemy attacks is indicated by the inactivity on the Italian front for three consecutive days. The invaders have desisted from attacking positions in the direction of the Brenna Canal on account of the complete exhaustion of the forces engaged.

"General Conrad von Hotzendorff has sacrificed hundreds of thousands of his best soldiers in successive assaults preceded by unprecedented artillery preparation, and today the position of the Austro-Germans, while not improved by the progress made, is in fact more unfavorable to them than at the beginning of the offensive because of the difficulties of retreating the troops. The heavy snowfalls of the season will also aggravate the hardships of the enemy and threaten the lines of communication.

"It may be stated, therefore, that the central powers have failed to obtain their general objective, namely, to break through our lines into the plains of Italy, where they expected to find comfortable shelter during the winter months."

ROME, Dec. 10.—Observation trenches which had been lost by the Italians east of Capelle, the "Lower" line, have been retaken by the Italian forces, the War Office announced today.

BERLIN, Dec. 10.—Hungarian infantry in the Plave delta yesterday stormed the Italian bridgehead on the Sile River east of the Lower line, and prisoner more than 200 Italians, by the German War Office.

OPEN SHOP IS HELD LEGAL

(Continued From First Page.) Vice Brandeis, who said he believed the union had a right to do the things to which the members of the court object. "The Supreme Court holds," the majority opinion held, "the majority was acting within its lawful rights in employing its men upon the terms that they should not be members of the United Mine Workers of America, and established this working agreement between it and its employees with the free assent of the latter. The plaintiff is entitled to be protected in the enjoyment of the resulting status as in any other legal right; that the fact that the employment was terminated by either party at any time made no difference, since the right of the employees to strike or to leave the work gave no right to defendants to institute a strike; that plaintiff was and is entitled to the good will of its employees precisely as in any other business; that the good will of its customers, although they are under no obligation to deal with him; that the value of the relation lies in the reasonable probability that by properly treating its employees and paying them fair wages and avoiding reasonable grounds of complaint plaintiff will be able to retain them in its employ and to fill vacancies occurring from time to time by the employment of other men on the same terms; and that defendants could not be permitted to interfere with these rights without some just cause or excuse.

"By way of justification or excuse, defendants set up the right of workingmen to form unions and to enlarge their membership by inviting other workingmen to join. The opinion of the court freely concedes this right, provided the objects of the union be proper and legitimate, which is assumed to be true, in a general sense, with respect to the United Mine Workers of America. "But the court holds that it is erroneous to assume that this right is so absolute that it may be exercised under any circumstances and without any qualification. That, in truth, like other rights that exist in civilized society, it must always be exercised with reasonable regard for the conflicting rights of others, according to the fundamental maxim, 'So use your own property as not to injure the rights of another.' "Hence, assuming that the defendants were exercising the right to invite men to join their union, nevertheless, since they had notice that plaintiff's mine was run non-union; that none of the men had right to remain at work there after joining the union; and that the observance of this agreement was of such importance to the value, both to plaintiff and to its men who had voluntarily made the agreement and desired to continue working under it, the defendants were under a duty to exercise care to refrain from unnecessarily injuring plaintiff; yet they deliberately and advisedly selected that method of enlarging the union membership which would inflict injury upon plaintiff and its loyal employees, by persuading men after man

to join the union, and having done so, to remain at work, keeping the employer in ignorance of their number and identity until as many should have joined that by stopping work in a body they could coerce the employer and the remaining miners to organize the mine; and that the conduct of defendants in so doing was unlawful and malicious.

Comptroller Makes Statement. Samuel Compters, president of the American Federation of Labor, in a statement tonight, charged the decision upheld as "far-reaching and unwarrantable."

"To hold that the United Mine Workers of America is an unlawful organization or that it is a conspiracy to hark back to the days when employers were monarchs of all they surveyed and their employees were serfs or slaves, the miners' union undertook by perfectly lawful methods and means to reach the unorganized and underpaid miners of West Virginia, so that they might be treated as men and as citizens, with responsibility of maintaining families upon America's standard."

"In its petition the Hitchman Coal & Coke Company did not have the temerity to claim that there was any illegal or unlawful conduct on the part of the union to organize the coal miners. The scale of wages paid the miners in many of the districts of West Virginia is far below that prevailing in the entire competitive field and the Hitchman company pays the lowest of them all, and yet in its petition the company said that the miners' union aimed to have that company 'pay' such scale of wages as said United Mine Workers of America arbitrarily fixed."

SLAV GOVERNMENT TO OWN ALL LAND

Decree Abolishing Private Ownership Is Issued by Authorities.

DESTRUCTION IS DEPLORED

Proclamation Urges Action to Guard Integrity of Estates in Interest of Laboring People of Country.

LONDON, Dec. 9.—The Russian government's wireless today transmits a proclamation signed by M. Kolegalev, people's commissary of agriculture, declaring that all lands, with their living and slaughtered stock, all buildings and the produce of the lands, shall henceforth be national property, under the management of the land committee. Under this proclamation private property in land is declared abolished and the houses of the landowners are to be used as schools, hospitals, shelters and theaters.

The proclamation announces that in destruction for the transfer will be issued shortly. It concludes: "Therefore the destruction and pillage of estates, buildings, stock and produce is to the great detriment of the peasant laborers themselves, and all measures should be taken to guard the integrity of the properties in the interests of the laboring people."

LONDON, Dec. 10.—The counter revolt in Southeastern Russia, under the leadership of General Kaledines, Dutoff and Korniloff, apparently aimed at seizing the authority in that region and in cutting off food supplies from Siberia. According to the proclamation of the Bolsheviks, the general Kaledines' forces are menacing Ekaterinoslav, Kharkov and Moscow. In the province of Orenburg the Bolsheviks have been overthrown by General Dutoff.

Important Town Besieged. Tcheliabinsk, an important railway center in Northeastern Orenburg, is besieged by General Dutoff's troops. In the Caucasus General Kaledines is attacking Tchetchenrev and Ingusher.

The proclamation says that the enemy's people have undertaken a last attempt to deny the cause of peace and says that the Constitutional Democratic party is providing the means for the revolt. The proclamation reads: "While representatives of the congress of workmen and soldiers' delegates and the congress of peasants' deputies were negotiating to secure an honorable peace for the exhausted country, the enemies of the people, the imperialists, the land owners, the bankers and their allies, the Cossack Generals, have undertaken a final attempt to destroy the cause of peace, wrest the power from the hands of the soldiers and workmen and the land from the peasants and to compel soldiers to shed their blood for the benefit of the Russian and allied imperialists."

"General Kaledines, on the Don, and Dutoff, in the Ural Province, have raised the flag of revolt. The Constitutional Democratic party is providing the necessary means to enable them to carry on the fight against the people. The Rodziankos, the Milukoffs, the Gotokoffs and the Kovaloffs seek to regain power and, with the aid of the Kaledines, the Korniloffs and the Dutoffs, are endeavoring to turn the Cossack laborers into an instrument for achieving their criminal aims."

"General Kaledines has declared a state of war in the Don region, is hindering the supply of bread to the front and collecting taxes, thus menacing Ekaterinoslav, Kharkov and Moscow. General Korniloff, who fled from prison and has arrived at his side, is the Korniloff who in July introduced the death penalty and conducted a campaign against the revolutionary power in Petrograd."

"In Orenburg, General Dutoff has arrested the executive and the military revolutionary committee has disarmed the soldiers and is endeavoring to capture Tcheliabinsk, in order to cut off the supply of bread from Siberia to the front and the towns. General Kaledines, if attacking Tchetchenrev and Ingusher in the Caucasus.

Rebels Declared Enemies. "The Constitutional Democrats are political leaders of this rising and the Bourgeoisie is supplying scores of millions to the counter-revolutionary Generals. The Bourgeoisie central committee of the Ukrainian Republic, which is waging a struggle against the Ukrainian workmen and soldiers' councils, is assisting General Kaledines in drawing troops to the Don region, and is hindering the workmen and soldiers' councils from distributing the necessary military forces throughout the Ukraine for the suppression of the Kaledines' rebellion."

"The Constitutional Democrats, the worst enemies of the people, who together with the capitalists of all countries, prepared the present world war, are hoping that as members of the constituent assembly they may be able to come to the assistance of their Generals, the Kaledines, the Korniloffs and the Dutoffs, in order to strangle the people with their aid."

The proclamation then makes an appeal to the people to sweep away "these enemies" of their country and announces that the necessary military dispositions have been made to suppress the uprising. It concludes with the following decree: "First—Declaring a state of siege in

Magnate to Serve Country. SAN FRANCISCO, Dec. 10.—Daniel C. Jackling, millionaire magnate and one

of the best known of Western financiers, is on his way to Washington, where, according to report here, he will receive a position from the government to direct the production of trinitrotoluol, a super-powerful explosive to be used to aid the allies' cause in

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of the best known of Western financiers, is on his way to Washington, where, according to report here, he will receive a position from the government to direct the production of trinitrotoluol, a super-powerful explosive to be used to aid the allies' cause in Europe. His salary, it is said, will be \$1 a year. Hammel Funeral Well Attended. CORVALLIS, Or., Dec. 10.—(Special.)—A large number of Masons and Elks came to Corvallis today to attend the funeral services of J. C. Hammel, who died Friday. The funeral was largely attended, all the business houses of Corvallis closing for the occasion. The Masonic lodge had charge of the cemetery services.

Overworked Women must learn not to neglect their health How Women are Restored to Health Lydia E. Pinkham's Vegetable Compound

\$650.00 Reverted Mendelssohn PLAYER PIANO for \$338.00 Like new. HAROLD S. GILBERT The Reliable Piano Merchant. 384 Yamhill St. Pianos Bought Pianos Rented Pianos Sold How to Prevent Croup. In a child, this is subject to attacks of croup, the first indication of the disease is hoarseness. Give Chamberlain's Cough Remedy, as soon as the child becomes hoarse, and the attack may be ward off and all danger and anxiety avoided.—Adv.

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