

PRISON DOORS OPEN TO PORTLAND DOCTOR

Dr. Mallory Verdict Upheld by
Supreme Court.

GIRL BETRAYED, IS CHARGE

Justice Johns, in Opinion, Says Act
Was Committed Under Sham
and False Pretenses.

SALEM, Or., April 22.—(Special.)—A 17-year-old girl went into the office of Dr. W. B. Mallory of Portland, pure and undefiled. She came out betrayed by her physician under sham and false pretenses.

This is the holding of the state supreme court in the case of the state vs. Mallory in an opinion written by Justice Johns and handed down today. The lower court for Multnomah county, Judge Kavanaugh, previously had affirmed in the opinion, and Dr. Mallory must go to the penitentiary and serve the sentence imposed upon him after his conviction in the trial court.

The offense which Mallory, a naturopathic physician, is alleged to have committed against the girl after telling her it was necessary to effect a permanent cure of her ailment, was committed in Mallory's office in the Broadway building, Portland, in April, 1918.

Depositions Before Court.

Depositions in the case brought out statements that the girl, usually accompanied by her mother, had been going from her country home to Mallory's office for treatment. On the day of the alleged crime the girl and her mother parted at Milwaukie, the mother going to a meeting of Red Cross women and the girl proceeding on to Portland and to Mallory's office for treatment.

According to testimony of the girl she made some resistance to the physician's advances, though the court says the testimony was not very clear. Testimony indicated, says the court, that she was somewhat dazed and thought herself to be under hypnotic influence.

Motion for Acquittal Falls.

The defense, while the trial was on, moved that the court direct the jury to bring in a verdict of not guilty on the grounds that the prosecution had failed to produce sufficient testimony. The court overruled this motion and also a motion that he instruct the jury that testimony of the girl as to the circumstances of the case and as to the person of the defendant must be corroborated.

Accepting her story as true, says Justice Johns' opinion, the girl went into the defendant's office pure and undefiled and came out betrayed by her physician under sham and false pretenses that it was necessary to her physical recovery and that he would treat her as his own daughter.

After careful examination of all the legal questions presented by the learned counsel, we are convinced that the defendant had a fair trial and that in the interests of justice the judgment of the circuit court should be affirmed.

Alienation Verdict Reversed.

About two weeks before he was indicted Dr. Mallory quit his office and discontinued the practice of his profession.

In the case of Jacob Schneider vs. George Tapfer, in which Schneider sued Tapfer, his father-in-law, for alienation of the affections of Mrs. Schneider and won the verdict and a judgment of \$14,000, the supreme court handed down a reversing opinion and remanded the case for a new trial.

It was alleged that the girl's father persuaded her to return to his home. The case was tried before Judge T. E. J. Duffy in the circuit court for Multnomah county. The opinion was written by Justice Bennett. Justice Harris wrote a concurring opinion. Justices Benson and Johns concurred and Justice Pean wrote a dissenting opinion.

Appeal was taken to the supreme court on allegations of error by the lower court in admitting certain testimony and in refusal to grant a motion for non-suit by the defendant.

"RECKLESS EVE" ENGAGING

ACT LATEST FROM BROADWAY
IN BIG TIME VAUDEVILLE.

In Size of Company, Scenery and
Costuming, Declared to Be Or-
pheum's Best This Season.

"The Reckless Eve," headline act of the Orpheum show, is the newest musical comedy tabloid won from Broadway for big-time vaudeville and in size of company, scenery, costuming, stage equipment and lighting effects it is listed as the greatest act of its kind to be seen at the Orpheum this season. This show will close with the matinee today.

Fourteen girls sing and dance in telling the story of "The Reckless Eve," and the lively action of the piece has many bright comedy bits. Esther Jarrett, leading lady of the vivacious troupe, is heard in several solos and Cecil Summers, the comedian, in his trips through the hotel as engineer, wins a laugh at every appearance. Dewey and Rogers, the other principals, also are popular in their specialties.

Bessie Rempel, sister of Harriet Rempel, joint headliner of the Orpheum show last week, is the extra attraction. Miss Rempel presents "A Child of Chance," a mystery farce with many thrills and laughs by the dozen. The third big-type feature is the act of Lester Crawford and Helen Broderick, who entertain with "A Little of This and a Little of That."

This bill ranks high in the list of popular Orpheum shows this season and it has been a big drawing card in every city visited.

ARMY MEN DISAPPOINTED

Air Service Recruits Expected as Re-
sult of Circus' Visit to City.

Army officers were a bit disappointed because they did not succeed in obtaining a few recruits for the air service as a result of the visit to Portland of the flying circus on Monday. It is confidently expected, however, that enlistments for this branch will yet be recorded. Numerous persons consulted the recruiting bureau of the flying circus at Liberty temple.

Four more three-year recruits were started for Fort McDowell from the Portland office last night. Portland men were Vester Hubbard of Astoria and Earle T. Doyle, 645 South Eighth street, Portland. The other two came from Aberdeen, Wash., which is in the Portland district.

The total of men accepted for service since April 1 now aggregates 52.



His
Bunkie

Attention Service Men

Immediately—All service men are requested to register their names at desk of Soldiers' and Sailors' Club, Royal Building, Broadway and Morrison, for Great Victory Parade, Thursday afternoon.

Attention Service Men

Immediately—All service men are requested to register their names at desk of Soldiers' and Sailors' Club, Royal Building, Broadway and Morrison, for Great Victory Parade, Thursday afternoon.

He did his duty for America.
He lived clean—fought hard—and died.
He was your "bunkie" too.

Honor Him by Taking Your
Share of the

Victory Liberty Loan

Terms of the Victory Liberty Loan

Portland's quota, including Multnomah County, is \$14,786,325.00.

TYPE OF SECURITY

The loan is in the form of short-term notes, which as regards security and value are precisely the same as bonds, being secured by the full faith and credit of the U. S. Government and backed by all its resources. The term "note" is used because of the short time that these securities will run and distinguishes them from the other Liberty issues. These notes will be known as the United States of America Convertible Gold Notes of 1922-1923 of the Victory Liberty Loan.

TIME OF MATURITY

All notes will be dated May 20, 1919, and will bear interest from that date. All notes will be definitely due May 20, 1923, but are redeemable at the option of the U. S. Government on June 15 or December 15, 1922, at par and accrued interest.

The notes may be paid for on the Government installment plan on the following terms:

TERMS OF PAYMENT

10% must accompany the subscription
10% on or before July 15, 1919
20% on or before Aug. 12, 1919
20% on or before Sept. 9, 1919
20% on or before Oct. 7, 1919
20% on or before Nov. 11, 1919

with accrued interest on deferred payments. Payment in full can be made on May 20, the 10% required with the subscription having been duly paid on or before May 10. Payment can also be completed on any installment date with accrued interest.

TAX EXEMPTIONS

Notes are of two kinds—3½% and 4½%. The 3½% notes are exempt from all state and federal taxes, except estate and inheritance taxes. The 4½% notes are exempt from normal federal income tax and from state and local taxes, except estate and inheritance taxes.

CONVERTIBILITY

The 3½% Gold Notes may be converted into the 4½% Gold Notes any time before maturity, at the option of the holder. In like manner the 4½% Gold Notes may be converted into the 3½% Gold Notes at the holder's option.

Notes will be in two forms, coupon and registered, denominations of \$50, \$100, \$500, \$1000, \$5000, \$10,000.

INTEREST DATES

Interest on all notes to be paid December 15, 1919, and thereafter semi-annually on June 15 and December 15 and at maturity. The rate of interest on the 4½% notes is practically equivalent to the yield of the long-term bonds in the market at the present prices.

Because of the high interest rate on the new notes and their many attractive investment features, relative to exemption from taxation and the short time which they run, it is believed that they will never fall below par.

This space patriotically contributed in behalf of the success of the
Victory Liberty Loan by the following:

UNION MEAT CO.
T. R. HOWITT & CO., INC.
PORTLAND LUMBER CO.
PORTLAND CATTLE LOAN CO.

THE FLECK CO.
BOSTON PACKING CO.
LIVESTOCK STATE BANK