

JURORS PICKED UP ON STREETS BARRED

Municipal Court Prosecutor
Demands "Even Break."

DISMISSAL IS PREFERRED

Deputy Stadler Says He Will Not
Again Consent to Prosecute Where
"John Doe" Summons Is Used.

Prevailing methods of procuring police court juries were bitterly scored yesterday by Deputy City Attorney Stadler, who served notice in municipal court that he never again would consent to prosecute a case where jurors were picked up on the streets through the medium of "John Doe" summons.

The outburst of the city prosecutor in municipal court came yesterday when Judge Rossmann called the case against Fred Conrad, James Spight and others, charged with conducting a gambling game.

Only four of the 18 jurors who had been called were in the courtroom when Judge Rossmann called the case for trial. Mr. Stadler announced his willingness to proceed with the case before the four jurors, but counsel for the defense insisted upon having the full six jurors.

Street Jurors Not Accepted. "Very well, then," announced Judge Rossmann, "have the bailiff prepare two or more John Doe summons and get two more jurors out on the street."

"Your honor," thundered Stadler, "I refuse to proceed with the trial of this case under those conditions. We might just as well dismiss these defendants and save both time and money as to attempt to procure a full set of jurors who might be picked up on the streets. I insist that we get men here who believe in law enforcement, and inasmuch as there is nothing in the statutes authorizing the selection of a jury in this most unsatisfactory manner, I must insist upon refusing to proceed further."

Judge Rossmann at once agreed with the prosecutor that the case should be continued until a full set of jurors, regularly drawn, could be procured.

"So far as I am concerned, this practice of picking up jurors on the street or Harry on the streets is going to stop for all time," was the comment of Mr. Stadler. "In all my years here I have never heard of the prosecution procuring a conviction when juries are drawn in this irregular manner."

Even Break Is Demanded. "I don't want to convict persons who are not guilty, but I do insist that the city have an even break, and that is something which cannot be given where these jurors are selected from any man a policeman might meet on the streets. We want responsible business men who believe in law enforcement to hear these cases, for if we cannot procure jurors of this class we might just as well turn every offender loose."

After a delay of more than two hours, the prosecution of Conrad Spight, alleged operator of a gambling game at the Liberty Social club, and five persons charged with running the same, started with a regularly drawn jury.

Police raided the club at 247 1/2 Stark street on July 24. Patrolman Kellogg is said to have gained admittance to the club where he sat in a game of draw poker.

WILL FIGHT IS UP AGAIN
MRS. NANNIE MATHEWS SUES
OWN DAUGHTER FOR ESTATE.

\$20,000 Property Included in Battle in Which Mother Charges Plot to Disinherit Her.

Failure having been registered in an action brought in the probate court more than two years ago to break the will of Anna E. Dale, who died in Portland in 1916, Mrs. Nannie Mathews, disinherited daughter, seeks by other means to obtain property worth about \$20,000 in a suit filed in the circuit court yesterday against her own daughter, Mattie M. Tobias, and son-in-law, David S. Tobias.

The plaintiff contends that before her mother's death she had promised to give her some business property in the Couch addition, provided this daughter, Mrs. Mathews, helped her to keep up the estate and pay the taxes. According with this agreement a will was drawn up and deposited with an attorney, bequeathing one valuable lot to Mrs. Mathews and one of less value to the granddaughter, Mattie Mathews, it is held.

When Mattie Mathews married David S. Tobias, she and her husband assisted in caring for Mrs. Dale and Mrs. Mathews charged them with insinuating themselves into the affairs of the old lady until she was persuaded to withdraw the will which had been made, destroy it, and make out a new will bequeathing all the property to Mr. and Mrs. Tobias and their daughter, Helen.

Mrs. Mathews said she knew nothing of all this until after the death of her mother. She asks in her suit that the agreement between herself, her husband, and Mrs. Dale be held an irrevocable contract and that the destruction of the first will be held a fraud on her rights.

EDWARDS CASE REVIEWED
Acting Judge Advocate Tells of
Soldier's Conviction.

TACOMA, Wash., July 29.—Lieutenant L. R. Bonneville, who acted as judge advocate of the 91st division when Alonso Edwards of Montesano was sentenced to 10 years in prison by court-martial in Belgium today declared that the case was presented to Senator Wesley L. Jones in Bozeman yesterday was not exact.

"Edwards was charged with drunkenness, insubordination and grand larceny of champagne belonging to a Belgian farmer," Lieutenant Bonneville said. "I was instructed to prosecute on the last charge alone. It must be remembered that thefts from allied peoples were especially condemned by the army and sentences had to be big in times of peace were imposed."

Edwards is serving his term in the federal prison at Fort Leavenworth. The assent made to Senator Jones that the owner of the wine refused to prosecute Edwards was denied, Lieutenant Bonneville declaring that his deposition is a part of the records in the case.

Aberdeen Elks Going to Yakima.

ABERDEEN, Wash., July 29.—(Special.)—Aberdeen Elks are preparing to send a big delegation to the Yakima meeting August 21 to 23. A special pullman will be chartered for the trip by the Aberdeen men.

MOVING PICTURE NEWS



MARGUERITE CLARK, IN CLEVER COMEDY, "GIRLS," APPEARING THIS WEEK AT THE COLUMBIA.

TODAY'S FILM FEATURES.
Peoples—Dorothy Gish, "Nugget Nell."
Star—Robert Frazier, "Bolesheim on Trial."
Majestic—Mitchell Lewis, "Jacques of the Silver North."
Columbia—Marguerite Clark, "Girls."
Globe—Nazimova, "Out of the Fog."
Circle—Pauline Frederick, "Sold."
Sunset—Mack Sennett comedy, "Yankee Doodle in Berlin," six Cloverly bathing girls in costume.

Columbia.

WHEN Marguerite Clark as "Pam" in "Girls," now showing at the Columbia, joined the Man Hater's league, and put above her door a sign barring masculine intruders, she hardly figured on any entering through the window still over the ironing board route. But one did. Of course, he first got in by the door and then discovered the handier method, and through it, in the end convinced Pam where her preferences lay.

"Girls" is a typical Marguerite Clark picture, brimful of fun and with a live plot. Pam and her two chums are living in a state of respectable destitution in a one-room apartment. The problem of three sleeping in one bed is solved by the occupants taking turns at the Morris chair.

After this unusual domicile one night blunders the hero, who has just escaped from the toils of the wife of a business acquaintance who resides upstairs. With his friend hustled in hot pursuit, he tries the handiest doorknob and finds himself within the domains of the Man Hater's league. His reception convinces him that Pam, who is the intruder, is due for a lesson. He escapes by crossing the apartment house court on an ironing board and drops in on a wig-wearing beauty, who considers him a man sent by Providence. When he has at last escaped her, he decides on a course of action, gets Pam a vacation and a job in a big store, and then returns to find Pam finally capitulating when her two partners in the league forget their pledges for engagement rings.

The program is a happy comedy and an excellent screen magazine, including some of the adventures of Mutt and Jeff. A clever artist has produced a long line of complications following sketches showing the changes in women's fashions in the past several centuries and puts forth a number of unique theories as to the reasons for the transformations.

Sunset.

When "Yankee Doodle in Berlin" first came to Portland the film was accompanied by the original Sennett bathing beauties, but this time while it is appearing during the week-end at Sunset, a group of local talent, the Cloverly Film company's sextet of bathing girls, is appearing. The management of the theater is offering the special attractions until Friday night, the six Cloverly girls in person, Vere Vallar, the oriental dancer, and Little Bernice Smith, sometimes styled "the baby grand of vaudeville."

The big film is the first one since "Fatty and the Broadway Stars," in which Mack Sennett has permitted his whole array of stellar talent to appear in one comedy. It includes Charlie Murray, Ben Turpin, Ford Sterling, Marie Prevost, Phyllis Haver, Chester Conklin, Eva Thatcher, Bert Roach, the famous bunch of California rosebuds, the Sennett bathing beauties and Bothwell Browne, well-known stage impersonator.

BAKER TO VOTE ON BONDS

THREE QUESTIONS TO BE SUBMITTED SEPTEMBER 23.

Park Improvements, Purchase of Springs and Street Work Contemplated.

BAKER, Or., July 29.—(Special.)—At a meeting of the commissioners yesterday afternoon a special election was called for September 23 at which time three propositions will be presented to the taxpayers of the city.

The first measure will be the proposition of bonding the city in the sum of \$135,000 to provide for the grading, additions and improvements to the city park, the purchase of Sam-O Springs and the erection of a natatorium to cost in the neighborhood of \$50,000.

The improvements to the park would consist of the setting aside of a modern tourist's park and construction of a boating and ice skating pond. The voters also will amend the city charter by adding the words "sidewalks and curbs" to subdivision (A) of section 94 of the charter, thereby allowing property owners of the city to take advantage of the Hancock act for the payment of the cost of cement sidewalks on their property.

The other proposition to be voted upon is the bonding of the city in sum of \$88,000 to provide for the grading, leveling and construction of crosswalks at street intersections in all parts of the city. It is proposed that the latter bonds be issued only as the work is completed and not all at one time.

San Francisco Milk Men on Trial.

SAN FRANCISCO, Cal., July 29.—

SPEEDER GETS TOO NEAR TO CHIEF'S CAR

Messenger on Cycle Is Taken
After Chase and Fined.

LOTTERY PLAYERS PAY

Sorrowful Husband Tries to Forget
His Troubles in Flowing Bowl
but It Doesn't Work.

Any fellow who is foolish enough to start speeding by Chief of Police Johnson's motorcade ought to take what's coming without a murmur.

This, at least, was the view taken by Municipal Judge Rossmann when Ray White, a messenger, sped before him yesterday charged with speeding.

Chaufeur Pratt of the chief's machine arrested the youth. He testified that White tuned up his motorcycle to a 40-mile clip and he had trouble in overtaking him. White was fined \$25 and locked up for 10 days.

Beating the Chinese lottery game is a much easier method of procuring a living than doing honest work—providing, of course, that the lottery gambler is lucky enough to draw the lucky number.

Nobody ever heard of a fellow getting rich wooing the fickle goddess of chance via the lottery route, but there's always enough of the gentry who are born every minute to keep this particular form of gambling flourishing.

Peter Vincent and Ernest Harz are lottery devotees. Harz, according to testimony in police court yesterday, has become an enamored of the game, that he has formed a partnership with a Chinese lottery dealer, an official "steerer." His profits were badly "knocked" yesterday when Judge Rossmann placed him with a \$35 fine. Vincent, an alleged patron of the game, escaped with a \$10 assessment.

To forget his family troubles Jack Howey fared forth Monday night and proceeded to "liquor up." Any kind of concoction that procures a "kick" is good enough for him, and he appeared in police court yesterday presenting a corroborated story.

He reminded Judge Rossmann that he and his spouse hadn't been hitching up very well lately and he ought not blame a fellow too much for trying to drown his sorrows in drink.

The court augmented Jack's plea by saying that absence might make the heart grow fonder, so far as Mrs. Howey is concerned, and he suggested that the troubled spouse remain as a guest of the city in the jail above— for 10 days. He also decreed, pending Jack pay the city \$10 penalty for assausting his thirst.

Tuesday is W. J. Hutchinson's unlucky day. The unbellever can be quickly convinced by a perusal of the police court docket. He appeared yesterday before Judge Rossmann on charges of speeding and each appearance has resulted in a fine. For one offense he was fined \$20, but when he came up a few minutes later on a similar charge, the judge, who believes in hard work and mercy should walk hand in hand, even in the police court, eased up on the penalty and let the unlucky Mr. Hutchinson down with a \$7.50 fine.

Residents near Park and Mill streets were highly excited Monday night when they reported to the police that a "peeping Tom" was operating in their neighborhood. Police went out to investigate and they discovered an aged Chinese tripped and decelerated, peering in at nearby windows. In police court yesterday he gave the name of John Jones. The judge told him he could peep through the next ten days or pay a fine of \$25. He dug up the money.

There'll be no music to the appeal of J. Braunstein for the next few weeks as he wanders about the city with his appeal.

"Any rags, any bones, any bottles today?" Braunstein was arrested charged with selling unsanitary rags to a local abattoir. One hasty glance at a part of the evidence convinced the court of the ragman's guilt.

"One Hundred dollars!" shouted the court, as he directed the bailiff to remove the ragged evidence forthwith.

Stars and Chorus to Sing.

TACOMA, Wash., July 29.—(Special.) Two Metropolitan grand opera company stars, together with 100 of the best singers of the Pacific coast, are to appear at the Norwegian singing festival to be held in the Tacoma stadium August 30 and 31 according to Ole S. Larson, president of the Norwegian Singing society of Tacoma and manager of the Scandinavian-American bank. The festival was held in Portland last year and has been an annual event on the coast since 1903.

Many Picnic at Pacific Beach.

ABERDEEN, Wash., July 29.—(Special.)—Over 2000 persons attended the picnic at Pacific beach Sunday of the Loyal Legion of Loggers and Lumbermen. Eleven chartered coaches were filled to capacity, besides people carried by hundreds of autos. A good programme of sports was pulled off. Anderson-Middleton mill team was winner of the baseball game with the Western mill, 11 to 3.

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SPECIAL PLEA IS DENIED

COAST COUNTIES DO NOT ASK
CHANGE IN HIGHWAY LAW.

Chief Desire at Present Is of Gain
Federal Approval and
Post Road Funds.

There is no desire on the part of the coast counties to have the governor call a special session of the legislature to tinkering with the Roosevelt highway law, according to B. F. Jones of Lincoln county and Charles Hall of Coos Bay, two of the three committeemen selected to go to Washington to ask for a government appropriation to match the Roosevelt highway bonds.

It has been reported at Salem that the government objects to the maintenance clause in the Roosevelt highway law, and that legislators of the coast counties through which the highway is intended to pass are joining with the woman suffragists in demanding that a special session be called, the highway enthusiasts desiring to amend the measure by eliminating the maintenance clause.

"Such a thought as calling for a special session has never occurred," declared Mr. Hall last night. "So far as we know, there is no occasion for the highway measure to be changed in any particular. Oregon approved the law and voted the bonds. The next thing is to get the money."

"It will be time enough to consider amending the Roosevelt highway law when we are informed by the government."

Socialists Hasten Inquiry.

BERLIN, Monday, July 29.—(By the Associated Press)—Socialist motions to hasten the bill establishing a state tribunal to investigate the cause of the war and the guilt for it, passed the national assembly at Weimar today.

Norwegian scientists have patented a secret process for producing 98 per cent nitric acid from the 30 per cent acid they have been making from atmospheric hydrogen.

CHURCH CONVOCATION ENDS

EPISCOPAL PROGRAMME AT
NEWPORT CLOSED LAST NIGHT.

Bishop W. T. Sumner Gives Closing
Address on "Church and Reconstruction Period."

NEWPORT, Or., July 29.—(Special.)—The central convocation programme of the Episcopal church ended today. The sessions began Sunday at 11 A. M. with confirmation at St. John's church, Toledo; confirmation at chapel, Elk City; and confirmation at St. Stephen's church, Newport, at 3 P. M.

Yesterday the programme consisted of a public meeting on the bay beach at 8 P. M., with community singing and an address by Bishop W. T. Sumner of Portland. The bishop chose as his subject, "The Church and the Reconstruction Period," and his words were received with close attention by the large crowd assembled.

The programme today began at 7:30 this morning with holy communion, followed at 9:30 by an address by Rev. Father Jennings, rector of St. Mary's, Eugene. At 11 o'clock Rev. Father Towell, rector of St. Paul's, Salem, delivered an address, and this was followed by a basket dinner at the church. The programme was taken up again at 2 P. M. with a talk by Mrs. J. S. Whitford, field secretary, general board of missions, New York. The business session took place at 3 o'clock and several short addresses were made on the subject of missionary work, with the concluding talk by Bishop Sumner.

Read The Oregonian classified ads.

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THAT WILL BECOME A
STAR OVERNIGHT

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"A GIRL
AT BAY"

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AND SURPRISES

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