

JUDGE SAVES LAND CASE FOR WOMAN

Stapleton Refuses to Be Party to "Further Robbery."

JURY GIVES HER AWARD

Attorneys Criticized for Poorly Drawn Complaints — Realty Deal Called an Outrage.

Verdict for the plaintiff, entitling her to recover \$1125, was returned yesterday by a jury in Judge Stapleton's department of the circuit court, in the action of Lottie Lewis against E. B. Griffin and Webster L. Smith, who were alleged to have induced her to make an unprofitable real estate transfer, to their own exorbitant gain.

"It is not to be a party to further robbery of this woman," spouted Circuit Judge Stapleton yesterday as he refused to grant a non-suit on technical grounds.

"It is too bad that courts are criticized when they must of necessity become apparent parties to fraud because the attorneys have not drawn their pleadings so that they will hold water," he continued. "This is an outrage, however, and in this case I will not be a party to a hold-up. I am going to submit the case to the jury and take chances on a reversal in the supreme court."

The remarks were made out of hearing of the jury at the conclusion of argument for a non-suit. Request for a non-suit so far as concerned C. P. Eilman and Walter O'Neil, two other defendants, was granted by the court on the ground that there was no evidence connecting them with the transaction.

The allegations of the plaintiff, which met with the sympathy of the court, were that Smith, as agent for Griffin, induced her to trade her homestead in Benton county and home at Lenta for five lots in Gwendolene, Wash., and six lots in New Albany, Floyd county, Indiana. Her property was worth \$2000.

Mrs. Lewis, who was a widow at the time and had to support a small daughter, testified that investigation had shown the six lots in Indiana to be worth not more than \$2.50 each, or \$15 in all, and the five lots in Gwendolene to be located on a hillside near a cemetery instead of in the business district as represented, and worth not more than \$1 each.

The motion for non-suit was made on the ground that the complaint did not allege actionable fraud. The case had been thrown out of court by Circuit Judge Tucker previously because of poorly drawn pleadings, but even the amended complaint was held by Judge Stapleton to be on very shaky basis.

"It doesn't look like the case has any peg to hang on," he remarked, "but I refuse to participate in robbery."

FOREIGN TRADE RUNS HIGH

TEN LEADING CUSTOMS DISTRICTS TOTAL \$8,842,768,000.

New Orleans Wins Second Place for First Time in Several Years.

Seattle Drops to Fourth.

NEW YORK, Dec. 23.—Foreign trade handled in ten leading United States customs districts in 1919, according to statistics just made public here, aggregated \$8,842,768,000 in imports and exports, of which New York led with 14.6 per cent. This port's proportion of the total imports handled was 44.3 per cent, and of the exports 46.3 per cent.

There was a lively competition for second place, it was said, between Boston, Philadelphia, Baltimore, New Orleans, San Francisco and Seattle. New Orleans won for the first time in several years. Philadelphia crowded New Orleans into third place in the lead. Seattle, Boston, San Francisco, Detroit, Baltimore, Galveston and Buffalo followed in the order named.

During the preceding fiscal year Seattle snatched second position from Philadelphia, which had just achieved it for the first time in many years.

Baltimore and Galveston lead Boston and San Francisco in the value of their exports, but the weakness of the first named ports lies in the paucity of their imports. There is no port in which imports exceeded exports, although they come nearer to balancing at Boston.

Montreal led the North American ports except New York, with a total foreign trade of \$700,000,000 in value.

RADER TO BE RETRIED

SUPREME COURT REVERSES MANSLAUGHTER VERDICT.

Degree of Provocation Justifying Killing Another Question Before High Tribunal.

SALEM, Or., Dec. 23.—(Special.)—In an opinion written by Justice Harris the Oregon supreme court today reversed the verdict of the circuit court of Grant county in the case of Frederick Rader, convicted of manslaughter in killing E. E. McCue, on February 20, 1918. The case was remanded back to the lower court for retrial.

Following his conviction Rader was sentenced to serve six to 15 years in the penitentiary, and has since been at liberty on bonds pending disposition of his appeal by the supreme court. The testimony introduced at the trial showed that at the time of the altercation between Rader and McCue, the latter weighed in the neighborhood of 200 pounds, while Rader tipped the scales at 118 pounds. As a result of the difference in weight Rader was thrown to the floor by his opponent and beaten into insensibility.

While a third man was carrying Rader from the house in which the altercation occurred he is said to have shot McCue twice, inflicting fatal wounds.

What provocation a man must endure before he is justified in killing another in self-defense was the chief question before the supreme court, and the only point on which the justices divided.

In the case of the State vs. William E. Butler, convicted of manslaughter in Jackson county in connection with

killings McDonald Stewart, the verdict of the lower court was affirmed in an opinion written by Justice Bennett. Other opinions handed down today follow:

Alexander C. Has versus Heilig Theater company, appellants, appeal from Multnomah county, action to recover money; opinion by Justice Bean; Judge Robert G. Morrow affirmed.

Robert Looney et al. versus James K. Sears, appellants, appeal from Gilliam county, suit to quiet title; opinion by Justice Bean; Judge R. Parker affirmed.

S. A. Lawrence et al. versus Anna M. Smith et al., appellants, appeal from Grant county, suit to determine claims on water rights; opinion by Justice Bean; decree of Judge Dalton affirmed with slight modification.

Propt versus William Hanley company, appellants, appeal from Malheur county dispute relative to contracts; opinion by Justice Barrett; decree of Judge Dalton Biggs affirmed with slight modification by deducting from amount of money recovered.

Mary R. France versus Robert E. France, appellants, appeal from Marion county, action based upon decree of divorce to enforce one of the requirements of decree; opinion by Justice Benson; Judge Perry R. Kelly reversed and case remanded.

R. N. Stantfield versus Hector Arwin, appellants, appeal from Malheur county, action to recover money on contract for the sale of land; opinion by Justice Benson; Judge Dalton Biggs reversed and case remanded.

Fremont Ward versus Mary Lee Ward et al., appellants, appeal from Gilliam county, suit to clear title to certain lands; opinion by Chief Justice McBrayer; Judge David R. Parker affirmed.

City of Portland versus Catherine Kitchen et al., appellants, appeal from Multnomah county, motion to relax costs denied by Chief Justice McBrayer.

Petition for rehearing denied in Oregon Builders versus California Insurance company.

BRITONS PLEAD FOR PACT

LONDON CHAMBER ADDRESSES LODGE AND HITCHCOCK.

Ratification of Treaty Even With Reservations Advocated so U. S. Can Lend Hand.

LONDON, Dec. 23.—The American chamber of commerce of London has addressed messages to Senators Lodge and Hitchcock on the subject of ratification of the peace treaty.

The chamber is composed of members of all the leading business, banking and commercial concerns trading with the United States.

The message says in part: "The failure of the United States to ratify the treaty and enter into working arrangements with the allies is causing our motives for entering the war and our hesitation in going into the reconstruction plans to be misrepresented and misunderstood."

"America owes it to herself, as well as to the world, to come to the help of the disorganized and starving portions of Europe. The internal machinery started by the peace is failing because of all the actual progress towards peace is checked and peoples are slowly drifting towards famine and anarchy, which can be remedied if the United States will decide quickly and assume her responsibilities."

"We therefore urge you to use your utmost endeavors to secure ratification of the treaty, with such reservations as may have to be made to break the present deadlock."

Water in Polk County Subsides.

DALLAS, Or., Dec. 23.—(Special.)—The high water of the streams in this section, which threatened to do a great amount of damage Saturday, has gone down materially and all danger from floods is considered past.

The LaCree river, which flows through Dallas, was out of its banks Saturday and for a time threatened to damage dwelling houses along its banks but this morning the stream had fallen several feet.

EXTRA! Orpheum show tonight.—Ad.

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KANSAS PLANS NEW LAWS

LEGISLATURE TO FIRST DEAL WITH STRIKE PROBLEMS.

Administration Legislative Programme as Proposed Includes Three Dominant Policies.

TOPEKA, Kan., Dec. 23.—Preparatory to the meeting of the Kansas legislature in special session January 5, members of that body have under consideration numerous plans for a state law which will meet the requirements of the present industrial situation, brought to an acute head by the coal strike. Governor Henry J. Allen in his proclamation calling the special session, has asked the legislature to formulate some method whereby disputes between employees and employers in essential industries may be settled without a complete curtailment of production, caused by strike or lockout, pending a settlement of the dispute. Arbitration of these disputes, Governor Allen declared, has proved inadequate. Some other plan, in the operation of which neither party to the dispute shall have a final voice, must be devised, he stated.

The administration legislative programme as proposed will include three dominant policies. Preliminary to an industrial court will be urged, it is said, with a possibility that the legislature may undertake the hashing of such an institution itself, and also recommend such a solution of the current problem on a rational basis.

Profiteering laws will be second. Recourse by the public may be secured through a bill providing for a jury determination of profits. Another course in this particular may be through a commission of license system to retailers and affecting tradesmen, middlemen and producers.

A third provision considered of vital importance is for a new workmen's compensatory law. A commission was appointed by the governor, at the request of the last legislature, which met the first part of this year, to investigate the operation of the present workmen's compensation law and report recommendations for its revision or a new law.

Hope that the interests of the general public will be fully considered by the legislature is seen in the fact that its personnel includes a wide variety of trades and professions, with men of agricultural interests predominant.

ROAD PLANS UNDER WAY

CHEHALIS SELECTS MEMBERS OF BODY TO CONSIDER BOND ISSUE.

CHEHALIS, Wash., Dec. 23.—(Special.)—President A. C. St. John of the Chehalis Citizens' club today announced the appointment of E. H. Johnston and John Saunders of Centralia and Ernest Childers of Lincoln creek, as first commissioner district members of the committee that was authorized yesterday to call a meeting of Lewis county citizens to consider a general road-bonding plan.

Other members of the committee include N. E. Coffman and John D. Neville of Chehalis and George W. Orr of Dryad for the second commissioner district; J. A. Ullah of Glenoma, W. A. H. Birley of Mossy Rock and Dr. R. H. Campbell of Vader for the third district.

The committee will meet in Chehalis Tuesday, December 23, when it will organize by selecting officers and get its work under way.

Fire Damages Dallas Building.

DALLAS, Or., Dec. 23.—(Special.)—The storeroom and smoke house of the Dallas Meat company was almost totally destroyed by fire about 11 o'clock Sunday morning and only the prompt response of the fire department saved adjoining property. The building and contents were covered by insurance.



The Store of Beautiful Gifts

Offers These Last-Minute Gift Suggestions

Christmas Blouses

From \$4.95 to \$16.50



Lovely Models in blouses of crepe de chine and Georgette. The colors are all those most desired this season and every blouse is beautifully made and as artistic as can be. They will make gifts that will be long remembered and cherished.

Crepe Gowns


\$1.75 to \$2.75

Women's fine Japanese crepe gowns in white with colored stitching, pink with contrasting stitching and in pink background with blue motifs are very dainty and desirable.

Sweaters For Children

At prices varying from \$1.00 to \$2.95 you can find the warmest knit sweaters in bright and attractive colors for the little tots.

Dainty Garments for Gifts



Envelope chemise in flesh with lace and ribbon straps \$3.25

Camisoles in many new and original designs of crepe and satin are \$2.50

Crepe de chine gowns with lace and embroidery-finished tops are \$6.95

Cuddledown Sets

\$4.50

These include a daintily colored bath robe, a little blanket and a pair of soft, warm sleepers for little boys and girls.

Children's Dresses

Of Lovely Gingham and Percales \$1.95

Dresses that are made in most attractive patterns and of such pretty color combinations that they cannot fail to please both mother and the little wearer.

Exquisite Lawn Dresses

\$2.50 and \$3.25

Every little girl should have one of these dainty white lawn frocks with their lace ruffles and wide sashes of soft colored satin to put on when she goes to view the Christmas tree. If not, she should find one on it!

Men's Ties

75c, \$1.00

A large assortment of men's gift ties of a very lustrous quality of fine silk.

Silk Hose

\$1.00 Pair

Men's silk hose in black and gray must not be overlooked when you are choosing his gifts.

Silk Kerch'fs

75c

These silk handkerchiefs are of white with colored borders in most artistic combinations.

Men's Dress Shirts

\$3.50

Men's dress shirts of madras and with satin stripe effects that are very good and desirable. The value of these shirts is excellent.

Bath-robos

Why not buy him a great, warm, enveloping bath robe. Getting up in the mornings will prove no hardship to one who is armed with one of these robes.

"THE STORE THAT SAVES YOU MONEY"

Shanahan's

THIRD & WASHINGTON STS.

HENRY J. DITTER, Mgr.

Store Opens at 9:45 A. M.
Store Closes at 8 P. M.

For your convenience we will keep open before Christmas until 8 o'clock.

Gifts for the Table

Beautiful and snowy damask table cloths in the fern pattern are marked per yard. . . \$2.25

Napkins \$7.50 Doz.

Napkins to match the above patterns will complete the set.

Scalloped Cloths

Circular, scalloped damask table cloths, 58 inches wide, are \$2.35

Hemstitched Cloths

Of fine damask, 64x72 inches. These cloths are priced at \$3.95

Handkerchiefs

3699 of Them!

In embroidered and hemstitched patterns; some of them of pure linen; all of them as lovely as can be

For Men

At the Marvelous Price

10c Each

Besides these are great numbers in lawn, sports, all white and a dozen other kinds of handkerchiefs in varying prices.

10c 15c 25c 50c 75c

GIFT HOSIERY

Men's Ties

75c, \$1.00

Silk Hose

\$1.00 Pair

Silk Kerch'fs

75c

Men's Dress Shirts

\$3.50

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