

STATE WANTS HAND IN ROAD BOND CASE

Clackamas County Issue Is Held Vital Precedent.

CONTRACT SYSTEM CITED

\$1,700,000 Voted by People, and Validity Is Questioned by Former High Decision.

SALEM, Or., Oct. 18.—(Special)—Reconstruction of the mandamus action brought by W. P. Hawley of Oregon City to test the validity of approximately \$1,700,000 of bonds voted by the people of Clackamas county for road construction and improvements...

State Commission Takes Hand. In the petition filed here today by Attorney Devers the highway commission alleges that the counties of the state are required by statute to furnish the rights of way and prepare the grades for the construction of state highways in the respective counties...

Six Counties Take Action. Pursuant to the act of 1913, the petition alleges that six counties in Oregon called for a referendum to proceed to vote bonds in the aggregate amount of \$4,735,000. The counties voting these bonds together with the amount authorized by each, follow: Clackamas, \$1,700,000; Crook, \$220,000; Union, \$1,495,000; Lane, \$1,000,000; Yamhill, \$420,000, and Jackson, \$500,000.

Sumas Paid Out Are Sought. In compliance with these agreements and relying upon the ability of the counties to reimburse the state, the highway commission, according to the petition, awarded the contracts for road improvements in the several counties and entered into a written agreement with contractors whereby the state became obligated to pay for the work.

Following are the counties in which road work was done by the state highway commission and the amounts of money which the state has actually paid for which it is due from the said counties: Clackamas, \$200,000; Crook, \$100,000; Union, \$100,000; Yamhill, \$100,000; and Jackson, \$100,000.

The situation as now presented is of great moment to the state, said the petition, in that if the law as construed in the Clackamas county case must stand as a law in this state with reference to the bonds issued under and by virtue of the act of 1913, road construction will be greatly retarded. Should chapter 102 of the laws of 1913 be amended to conform to the literal and formal language of the construction and thereafter any of the said counties should fail to reimburse the state, such counties will be without funds with which to reimburse the state, which would therefore the state will sustain great financial damage and loss.

Judges Divided on Decision. "Four petitioners represent and show that the issue as framed and as presented to the court in the Clackamas county case did not fully present the facts, and did not call to the attention of the court the equities herein emphasized and by reason thereof these petitioners believe that the evil and harmful effect of the present determination of this case could not have been discussed in this court."

Because of the many counties that have voted bonds under the act of 1913 and the large amount of money expended in these counties by the state highway commission, Attorney Devers said the Clackamas county case was of unusual public importance, and its final determination by the courts would have much to do with shaping the future road improvements in this state.

JAPAN SEEKS RECRUITS Attitude in Case of War Asked as Result of Census. TOKIO, Oct. 16.—(By the Associated Press).—As a result of the census taken October 1 the figures of which have not been announced, the government has begun sending circulars throughout the country asking physicians, surgeons, dentists, pharmacists, tailors, blacksmiths and other persons whether they would be willing to serve in the army in case of war.

Read the Oregonian classified ads.

MORNING PICTURE NEWS



Dustin Farnum and his leading woman, Kathryn Adams, in "Big Happiness," the present Rivoli theater attraction.

TODAY'S FILM FEATURES. Majestic—Lon Chaney, "The Penalty"; Peopoles—Geraldine Farrar, "The Woman and the Puppet"; Liberty—Dorothy Dalton, "Half an Hour"; Columbia—Cecil De Mille's "Something to Think About"; Rivoli—Dustin Farnum, "Big Happiness"; Stage—William Russell, "Twins of Suffering Creek"; Globe—Clara Kimball Young in "The House of Glass."

NEITHER a western nor a period play is the Dustin Farnum picture, "Big Happiness," showing this week at the Rivoli. This fact might have something to do with the tremendous popularity which is greeting the film—without doubt one of the best by Mr. Farnum in many, many a blue moon.

The progress of the six-masted sailing schooner Oregon Pine and Oregon Fir, from their launching as shipping board wooden hulls to their departure from the Columbia river with cargoes of lumber for Sydney, Australia, is being shown at the Liberty theater in addition to the regular bill.

Screen Gossip. When the Southern California Editorial association met in Los Angeles recently, the chamber of commerce to arrange a visit to one of the largest motion picture studios. The chamber got in touch with the

BORAH TO STAY IN EAST SERVICES HELD NOT NEEDED IN WESTERN STATES. Senator, Confident of Success of Republican Ticket, to Continue His Campaign Tour.

THE OREGONIAN NEWS BUREAU, Washington, Oct. 18.—Having been needed in behalf of the republican party either in Idaho or elsewhere today to continue on a speaking tour of the middle west and east. He will speak in Gary, Ind., tomorrow night and the remainder of the week will be given to speeches in Indiana, Illinois and Ohio, after which he will go to West Virginia and Maryland. It is probable that he will address one large mass meeting in Baltimore, which shows signs of giving a republican majority this time.

Senator Borah will close the campaign in Connecticut with two or three speeches in behalf of Senator Brandegee, who is engaged in the only thing which looks like a contest in the New England state. Information is that Harding will carry Connecticut by 50,000 or more, but a bitter fight has been made on Senator Brandegee because he took an irreconcilable position both on the league and on woman suffrage.

English Syndicate Purchase Makes State History. SALEM, Or., Oct. 18.—(Special).—C. A. McLaughlin's independence today received from Louis Lachmund

publicly department of Universal City and a cordial invitation was issued. At the morning business session preceding the trip to the studio the editors listened to an address by one of their number, entitled "The Ubiquitous Press Agent."

Ben Turpin, Mack Sennett star, is 53 years of age. Mae Marsh's latest picture effort is called "The Little 'Fraid Lady."

George Walsh, the athletic star, is contemplating becoming his own producer. Jack Mulhall is Viola Dana's leading man in the production of "The Off-Shore Pirate."

Tom Santachi is the featured player in two-reel westerns now being made in Los Angeles. Pell Trenton is playing opposite Carmel Myers in the current production, "The Orchid."

Madge Bellamy will be Douglas MacLean's leading lady in his next picture, "One a Minute." Margaret Cullington has just finished "A Schoolhouse Scandal."

The horse that is playing the name part in "Black Beauty" has been insured for \$50,000. Marjorie Daw has the leading feminine role in Marshall Neilan's forthcoming production, "Fads."

H. B. Warner's current picture is "The Checked Suit," from a magazine story written by Freeman Putney Jr. Marguerite Snow has an important role in "Lavender and Old Lace." Seena Owen plays the part of Ruth.

Mayflower's adaptation of Robert Chambers' "Athalia" will go to the screen under the title of "Unseen Forces." Gladys George who played opposite Tom Meighan in "Easy Street," was born in Patton, Mo., 18 years ago.

final payment for his 1920 hop crop, which involved a cash consideration of \$157,728. The hops were purchased by Mr. Lachmund for an English syndicate and will be sent to foreign ports. The hops were of first class quality and were produced on what is known as the old Hirschburg farm, two miles north of Independence. Last year's crop of hops yielded Mr. McLaughlin \$115,000.

Local buyers said the check passing between Mr. Lachmund and Mr. McLaughlin represented more money than was paid for any other individual crop in the history of Marion county.

GANGSTER, 7, IS KILLED Playmates Punish Lad Who Refuses to Rob His Mother. COUNCIL BLUFFS, Ia., Oct. 18.—Theodore Welsh, 7, is dead today, the victim of the "gang" rule of his playmates.

Advertisement for Ki-Moids (Granules) for indigestion, quick relief, and Scott's Emulsion. Includes text: "Dissolve instantly on tongue or in water—hot or cold; do not have to crush. QUICK RELIEF! Also in tablet form for those who prefer them. MADE BY SCOTT & BOWNE MAKERS OF SCOTT'S EMULSION. Oscar M. Smith, Manager. 108 Third St. Near Washington."

Advertisement for Florsheim Shoe Store. Text: "A SHOE that doesn't fit is about as distressing as any physical annoyance a man can experience. We think of that every time we sell a pair of shoes, and don't let you go out with a bad time ahead of you. Florsheim makes comfortable shoes with all the style in the world, so you are sure of being pleased. Especially so as Florsheim values save you many a shoe dollar in the long run. 'All prices substantially lower to conform with recent price reductions.' FLORSHEIM SHOE STORE 350 Washington Street, Near Park. Greater value thru number of days' wear and satisfaction."

POLES WINK AT VILNA LEAGUE OF NATIONS CONSIDERS SITUATION IS SERIOUS. Violation of Lithuania Frowned on and Report of Mutiny Is Questioned.

(Copyright by the New York World. Published by the New York World, Inc., New York, N. Y., Oct. 18.—The mystery of what actually happened when the so-called "mutinous" Polish forces captured Vilna from the Lithuanians after both countries agreed to submit their boundary dispute to the league of nations is still unsolved here, as a report from the league commission at Kovno has not yet been received.

However, there is considerable feeling in official circles here, the World was informed this afternoon, that the Poles and that the Polish military authorities did not attempt to prevent the march on Vilna. Only a week ago the Lithuanian government informed the league that they had conclusive evidence that the Poles intended to take the city and were mobilizing an army of 20,000 nearby for this purpose.

It is understood that the British government is exceedingly annoyed at what occurred and favors economic pressure against Poland unless Vilna is immediately evacuated. The French, however, it is reported, have not yet agreed to such drastic action, and both countries and the league are awaiting the report from the Kovno commission, expected tomorrow, before taking any step against Poland.

Whether or not Poland's good faith shall be proved to have been violated, the league has unofficially informed the government at Warsaw that the situation is looked upon by the

league as exceedingly serious, and on its face a violation of the assurance which Premier Paderewski gave the league council in Paris that Lithuanian territorial integrity would be respected.

The league has also called upon the league commission in Vilna for a complete report of the affair.

WHITE SLAVE CASE TODAY Alex Cooper, Accused by Maude Clark, to Have Hearing.

Alex Cooper, held in the county jail in default of \$2000 bonds, set following his arrest on Saturday on a charge of violation of the Mann act, will appear for a hearing in federal court at 2 P. M. today. Cooper, according to Deputy United States Attorney Reames, is alleged to have brought Mrs. Maude Clark from Seattle to Portland about April 19, 1919. Previous to that time he is said to have taken her to various cities in the northwest since he first met her in Casper, Wyo., about three years ago.

Cooper, who admits that Mrs. Clark has lived with him for the past three or four years and passed as Mrs. Cooper, indicated that his defense would be that the woman followed him to this city from Seattle and paid her own railway fare. He attributed his arrest to a quarrel which led Mrs. Clark to swear out the complaint against him.

Destroyers Sent to Black Sea. WASHINGTON, D. C., Oct. 18.—Six destroyers have been ordered to the Black sea by the navy department to relieve a squadron of destroyers in the force assigned to Turkish waters under Rear-Admiral Bristol.

Ex-Newspaper Manager Dies. MINNEAPOLIS, Oct. 18.—E. L. CHIFFORD, 46, recently business manager of the New York American, died here today following a long illness.

Advertisement for Men's Clothes. Text: "Lower Prices For Men's Clothes. Answering the call of the times we offer sweeping reductions on our entire stock. A storehouse of the newest weaves and patterns in fall and winter goods, also Blue and Gray Serges suitable for year-round wear. The same standard of 'Nicoll' quality and workmanship, only at 'Reduced Prices.' This is your opportunity to save. Remember—It is made to order. Full Suit and an Extra Pair of Trousers \$45 \$55 \$65 And Up. NICOLL The Tailor WM JERREMS' SONS. Oscar M. Smith, Manager. 108 Third St. Near Washington."

Advertisement for Pierce-Arrow Dual Valve Trucks. Text: "Power and Economy in PIERCE-ARROW 2-ton, 3 1/2-ton, 5-ton Dual Valve Trucks. Pulling Power—equal to any demand. Gasoline Economy—more miles per gallon. Accessibility—for quick economical repairs. TIME-SAVING is a main objective of Pierce-Arrow designing—saving of running time, loading time, shop time—every time-expenditure which delays the truck and keeps it from earning money. ADEQUATE power assures superiority to all road obstacles—hills or rough going, mud-holes or snow blockades. Dual Valves increase power by enlarging the valve area admitting fuller, purer gas charges. Two sparks assure complete combustion and translate all of the gas charge into power. This means surprising gasoline economy. Accessibility of parts reduces repair charges to the minimum. 48 of the FIRST FIFTY trucks still running after 9 years' service. Pierce Arrow Chas. C. Fagan Co., Inc. Exclusive Distributors PIERCE-ARROW Motor Cars and Motor Trucks Ninth and Burnside Phone Broadway 4693"

Advertisement for Increased Ocean Service. Text: "Increased Ocean Service Between PORTLAND and SAN FRANCISCO by the SAN FRANCISCO & PORTLAND S.S. CO. COMMENCING SATURDAY, NOVEMBER 6, 1920. The popular ocean service of the 'Rose City' will be augmented by the addition of the finely equipped steamship 'Alaska,' and the two will operate between the ports named on the following schedule: Steamer, Leave San Francisco, Arrive Astoria, Arrive Portland, Leave Portland, Leave Astoria, Arrive San Francisco. PASSAGE FARES: FROM TO Prom-en-deck Outside Saloon Deck Inside Saloon Deck (Males Only). Portland, Astoria, \$ 8.25. Portland, Astoria, \$24.40. Portland, Astoria, \$24.00. Portland, Astoria, \$18.00. Above named fares do not include 5 per cent war tax, which should be included. All fares include berth and meals while at sea. Apply to any of our representatives to make your reservations. L. E. OMER, City Passenger Agent, 701 Wells Fargo Building, Phone Broadway 4569. CONSOLIDATED TICKET OFFICE, Third and Washington Streets, Phone Main 3529. W. M. McMURRAY, General Passenger Agent, Portland, Oregon. Main 7070—Phone Your Want Ads to The Oregonian—A 6095."