SERVED ON BERLIN

Allies to Advance Unless Obligations Are Met.

PROMPT REPLY IS REQUIRED

Occupation of Ruhr Valley Set for May 12.

Protocol Handed Teutons Calls for Payment of Billion Marks Within 25 Days.

LONDON, May 5 .- (By the Associated Press.)-The allied ultimatum her to reply, categorically, by May 12 at the latest, whether she will perform her unfulfilled obligations under the treaty of Versailles, primarily as to the payment of reparations to the

allied powers. Should Germany fail to comply, the allies give notice that they will proof the Ruhr valley, and to undertake

The terms for Germany's payment of her debt to the allies are to be given her by the allied reparations ommission by tomorrow. Meanwhile the allies, the ultimatum states, are o continue with all necessary prelim naries for the occupation of the Ruhr.

Text of Ultimatum Given, The ultimatum was handed to Dr Sthamer, the German ambassador in ondon, this morning. It reads, after reciting Germany's unfulfilled treaty obligations, with regard to disarma reparations, the trial of war criminals and other matters, as fo

"The allied powers, taking note of oncessions made by the allies since signature of the treaty of Versailtes, and despite the warnings and sanctions agreed upon at Spa and Paris, as well as of the sanctions anhe Gorman government is still in default in fulfillment of the obligations ubent upon it under the terms of the treaty of Versailles as regards:

Occupation Decided On.

1921, under article 235 of the treaty. man in a farmhouse and escaped. which the reparations commission has called upon it to make a

"Third-The trial of war criminals, as further provided for by the allied notes of February 13 and May 7, 1920. "Fourth-Certain other important

322 and 327 of the treaty, decide: The allied powers have decided: necessary preliminary measures for ary 21. he occupation of the Ruhr valley by

allied reparations commission to no- farm bureau. tify the German government without delay of the time and methods for the discharge by Germany of her debt ind to announce its decision in this point to the German government by Charges Filed Against Head of May 6, at the latest,

Obligations Must Be Met.

"C)-To summon the German go ernment to declare categorically withn six days after receiving the above decision its determination.

tion or condition its obligation as defined by the reparations commission; (2)-To accept and realize without reservation or condition in regard to its obligations the guar antees prescribed by the reparations mmission; (3)-To execute without eservation or delay measures con cerning military, naval and aertal disarmament of which Germany was note of January 29; those measures in the execution of which they have so for failed to comply with are to be completed immediately and the renainder on a date still to be fixed (1) to proceed without reservation or to the trial of war criminals and also with other parts of the Versailles treaty which have as yet not been fulfilled.

"To proceed on May 12 with the oc cupation of the Ruhr valley and to ndertake all other military and naval measures, should the German government fail to comply with the forecoing conditions. This occupation will last as long as Germany continues ser fallure to fulfill the conditions laid down."

The protocol to be handed the Ger- where he was employed. man war burdens commission in Paris onight by the reparations commis- Dalton's guilt. don says:

"Germany will perform in the man er laid down in this schedule her obligation to pay the total fixed in ecordance with articles 231, 232, and Body Is Found in Car of Liquid 33 of the treaty of Versailles, 132. 00,000,000 gold marks, less (a) the nount already paid on account of many in respect of state properties. Kansas City Southern tracks near reporties in coded territories, etc.; here.

HARDING COMES NEAR OUTLOOK BETTER

RESIDENT ONCE DETERMINED

Plan to Purchase Portland Evening Publication Disclosed in Talk About Summer Trip West.

THE OREGONIAN NEWS BUREAU. Washington, D. C., May 5 .- President the national association of real estate boards, headed by Fred E. Taylor of Portland, Or., president of the or-ganization, that he desired to keep he way open for a trip to the northwest and Alaska this summer. The delegations had come to invite the president to address the as lonal conention of the real estate men to held at Chicago in Jane,

President Harding said that im mediately after his election he prom-ised to make a trip to the northwest, and to Alaska, and that for the present he could not consider any other long journey from Washington, Su a trip, he said, he regarded as highly desirable because of the conviction that it is the duty of the chief executive of the United States to put him self into close touch with all of the

sonal acquaintance with the residents of the Pacific coast that exists be tween him and the folk of other sections, he asserted it as his first that, he said, he could take on no other important engagements.

To Edgar B. Piper, editor of The Oregonian, who was present when Mr Taylor was presenting the invitation of the real estate boards, the president disclosed the fact that he came near being a resident of the northwest. He said that just after his marriage in 1893 he started out to the northwest with the intention of purchasing the afternoon newsvened which caused him to remain in Ohlo, from which state he was nominated for the presidency.

Among other White House visitors today were Ralph E. Williams, republican national committeeman for Oregon, and W. E. Hartmus, busis manager of The Oregonian.

Pals Escape After Gun Battle With Dry Officers.

JAMESTOWN, N. D., May 4 .- One alleged whisky runner was killed and tary got in touch by telephone with wo others escaped during a gun battle with federal prohibition officers and Stutsman county officers near here today. When officers shot and punctured a tire of the alleged whisky public runner's automobile two of the men returned the fire from behind a pile of rocks, while the third attempted to epair the tires.

Upon re-entering the automobile econd-The payment due May 1, the runners left the fatally wounded

> KILLING HELD UNPROVED Man Thought to Have Slain Par

ents Found Not Guilty. RENSSELAER, Ind., May 5 .- Ralph respects, notably those which arise M Davis was found not guilty of the nder articles 264 to 267, 269, 273, 321, murder of his parents by a jury today The bodies of Mr. and Mrs. W. C. Davis were found in the ruins of their (A) To proceed from today with all burned home near Morocco, Janu-

allied troops on the Rhine under the killed his parents when his father re-"(B) In accordance with article 235 former is alleged to have embezzled of the Versallies treaty to invite the while secretary of the Newlon county

CHIEF HELD INCOMPETENT

Butte Police Department.

BUTTE, Mont., May 5 .- Charges of encompetency and neglect of duty were filed against Jerry Murphy chief of police, today by Mrs. Edith G. Clinch, wife of a former alderman Several places where gambling and pottegging are alleged to have taken place are cited in the complaint which also charges the chief with

SHERIFF TO SELL TOWNS

Two Central Oregon Communities

Go Under Hammer for Taxes. BEND, Or., May 5 .- (Special.) -Two central Oregon towns will be sold at action, according to a notice of sheriff's sale for taxes posted today.

They are Harper and Imperial, and 50 per cent of the lots platted years ago will be placed on sale. The auction will be held May 21.

BOND THIEF RETRIAL SET Boy Who Took \$772,000 to Face Jury on June 20.

CHICAGO, May 5 .- Judge McDonald today set June 20 as the date for the retrial of William Dalton, 16, who look \$772,000 worth of liberty bonds from the Northern Trust company, A jury yesterday disagreed as to

BOY DROWNS IN GASOLINE

Standing in Railway Yards.

PORT ARTHUR, May 5 .- Marion eparations; (b) sums which may Bielicker, 17 years of age, was found rom time to time be credited to Ger- drowned in a car of gasoline on the

MO ROSKY IN JAIL

Wage Negotiations Re-

IN SEAMEN STRIKE

Secretary Davis and Marine to permit Mozorosky to take a pau-Engineers Meet.

Secretary of Labor Endeavors to Get in Touch With Owners. Hoover Sees Agreement.

WASHINGTON, D. C., May 5,-Prospects of a settlement of the wage controversy which has threat ened a tie-up of American shipping night as a result of a joint conferping board and representatives of the

seld with more than one party to the ontroversy present with the secretary since last week, was adjourned at a late hour to be resumed tomor-

Although shipowners were no resent, they were kept informed of evelopments by telephone and it was said would be similarly kept acquainted tomorrow with the proceedings if they had no representatives

rogress of the negotiations, but as WHISKY RUNNER KILLED they left the conference room they ere smiling. The stage of joint discussion wa

reached tonight, leading to hopes that solution would be found. At the joint conference the secre

the negotiations, however, was a de-

partment of labor and ar' i for a ... arence with the secretary. discussion they had reached a detoward an agreement.

Secretary Davis postponed the conference for an hour while he went over to the White House and disissed the struction. He then renimed the discussion with the men. Subsequently Chairman Benson of the stipping board was closeted for (Concluded on Page 2, Column 3.)

TO RELEASE GAMBLÉR.

Hurlburt Defies Referee in Bank-'ruptcy's Demand That Debtor Be Set at Liberty.

Joseph Mozorosky was still in the county juil late last night, Sheriff Hufiburt having refused to henor the demand of A. M. Cannon, referee in ankruptcy, that Mozorosky be released because of the filling of a \$2000 ond in a bankruptcy proceeding, and Sircuit Judge McCourt having refused per's oath and got out of jail by that

The offshoot of the bankruptcy pro ceeding was the sixth attempt of the eweler to escape from the county jail. ion against his body issued on his failure to pay the judgment of a jury n the cifcuit court in a suit brought y Sol' Swire.

Referee Cannon issued to Thomas Mannix and Dan Powers, attorneys Tor Mozorosky, an order releasing him "until further order of this The order "released" Mozoosky, yet the jail doors did not swing open for him. On advice of the disrict attorney, Sheriff Hurlburt declined to honor the order.

In the belief that "Mozorosky is bent only on tricking the law and es caping his honest debts," Judge Mc-Court yesterday morning denied him permission to take the pauper's oath. "The bankruptcy law is to shield

the bankrupt from persecution by his ereditors, but not to permit a man debts," commented the court. He as serted that circumstances which had come to his attention since the im prisonment of Mozorosky convinced him that the prisoner was attempting to hide his assets to escape paymer of the judgment. Mozorosky had testified in the case that he had a jewelr; store, unencumbered, with worth \$12,000, and the day following the verdict against him Mozorosk drew \$1000 from a local bank which has not been accounted for, it was

Swire's judgment was double th amount he had lost in gambling in card room operated by Mozorosky.

NON-PARTISAN DEBATE ON

fownley Accepts Challenge for Se ries of Arguments.

BISMARCK, N. D., May 5,-A. Townley, head of the National Non partisan league, has accepted the hallenge of William Langer, forme atterney-general of North Dakota, series of debates, the latter announced today.

The first debate will be at Salin Kun., Tuesday evening.

GASOLINE TANK EXPLODES

of a gasoline tank in the plant of the struction of the building by fire.

UNEMPLOYMENT GAIN DURING APRIL SMALL

TOTAL INCREASE FOR NATION FOUR-TENTHS PER CENT.

Decrease of 7037 Workers From Payrolls of 1424 Firms in 65 Industrial Centers Shown.

WASHINGTON, D. C. May 5 .- Unemployment increased four-tenths o per cent during April, according to figures made public tonight by the department of labor.

A decrease of 7037 workers from the payrolls of 1424 firms in 65 prin ploying a total of 1,600,000, was shown. Since January these firms have let out almost 50,000 employen

or 2.9 per cent. The Pacific coast, the statement said, lost ground, inactivity in ship building and lumbering accounting for much of the reduction

In the iron and steel industries ONLY NEW TRIAL GIVEN there was a decrease of employment olle manufacturing, which showed the siggest gain in employment, adde 31,986 workers, an increase of 22.3 per cent.

iquors, the four industries showing recoveries, took on 42,638 workers. Among the cities reporting largest decreases in employment were Portland, Or., 16.7 per cent: Seattle, 16.6 per cent: Omaha, 11.8, and San Fran-

isco, 10.9. Cities reporting increases in include Denver, 44.9 per ent, and Detroit, 25.9.

Slight improvement was noted in Montana, Idaho, Wyoming, Colorado, New Mexico, Utah, Arizona and Neof means to evade payment of just vada, but sluggishness characterized some industries in Washington, Oregon and Callfornia.

ITALY WITH UNCLE SAM

America Held Entitled to Its Wa Concerning Yap.

PARIS, May 5 .- (By the Associated ress)-Count Sforza, Italian foreign ninister, talking during the journey London today of the American govit had not been discussed formally in case. the supreme council meetings, but that he had occasion to talk of it wit: Earl Curzon, British foreign minister

"I said to him," he continued, "that without the United States the war vould not have been won. She has a misunderstanding of what asked for nothing and is entitled to

FARMER DIES OF FRIGHT

CONDON, Or. May 5 .- (Special.)-

. F. Thomas of Mayville died there His team became frightened when his liscussion they had reached a decision on just how far they could go Two Persons Killed and Two OthTwo Persons Killed and no injuries could be found upon his

Mr. Thomas had resided in Gillian

PROTESTS PILE UP OVER ALBERS CASE

Daugherty and Frierson Resignations Demanded.

DECISION IS EXPLAINED

Solicitor-General Says Defendant Isn't Freed.

Conviction Declared to Have Been Set Aside Merely on Error Made Over Evidence.

THE OREGONIAN NEWS BUREAU Washington, D. C., May 5 .- Telegram and letters requesting the setting aside of the action of the department of justice in confessing error in the case of Henry Albers, wealthy Portland miller convicted under the explonage act, and demanding the resignation of both Attorney-General Daugherty and Solicitor - General Frierson, continued to pour in today upon members of the Oregon dele-

These protests have been coming for several days from patriotic or ganizations in all parts of the state and many of them have promptl been referred to the office of the attorney-general. One of these, which came from the state executive committee of the American Legion at Portland, drew from Solicitor-General Frierson today the best definition yet afforded of the government's action and attitude relative to the Albert

Misunderstanding Is Alleged. This letter, addressed to Repreentative Sinnott, said:

"The protest against this department's action is obviously based up It seems to be assumed that have her way about Yap. She ought to have it and the Italian government to have it and the Italian government it only remands the case to the distinct court for a new trial. It only remands the case to the district court for a new trial.

"I did not confess error upon the ground that I assumed to determine that Albers was not guilty. My ac tion was based alone upon the ground that there was admitted before the jury evidence which was probably determinative of the case and which,

in my opinion, was incompetent. "Albers was convicted under the amended espionage law for using cerance to the United States or to pro-

Intent In Held Factor.

circuit court of appeals recognized that the vital point in the case was the intent with which the words were uttered. That court said the Canadian Press. The board of that the evidence showed that he was directors re-elected E. Norman Smith. very drunk, and then said: "Whether president; E. H. Macklin and G. Fred he was too drunk to know or realize what he said when he uttered the prohibited and disloyal words was, as has already been observed, the res question in the case.' In order to INDEX OF TODAY'S NEWS reflect on this question, two witnesses were permitted, over the obments made by him in 1914 and 1915.

Some two years before we entered the TODAY'S—Minimum temperature, 44

TODAY'S—Occasional rain; westerly winds,

"These statements, as set out in the opinion of the circuit court of Polish labor side in upper Silesia insurappeals, do not contain the slightest rection. Page 2.
Indication of ill-feeling toward or Demand to pay served on Berlin, Page 1. disloyalty to the United States or its government. They did express a strong feeling in favor of Germany as against England and France in the war that was then in progress. Of course, I recognize the rule of law similar occurrences at other times
than the one directly involved are
competent as throwing light on the
intent. that, where intent must be proved.

"But point in this case war that an utterance which indicated a feeling for Germany as against England and France is not, in any sense, similar to a statement made after we entered the war, indicating disoyalty to this country. And not being similar, such statements could not possibly throw any light on the intent of Albers at the time he uttered the words for which he was indicted.

Lively race on fer student body officers at
Occasion university. Fage 1. dicted.
"That such statements are not ad-

missible has been held by the circuit

court of appeals of both the sevently

and the eighth district. (Kammon va United States, 259 Fed. Rep. 192

Wolf vs. United States, 259 Fed. Rep. 388). "In other words, this particular evidence which was admitted against Albers has been excluded and held incompetent in other circuits when defendants were being tried for the highly prejudicial cannot be doubted. And if it was erroneously admitted, it And if it was erroneously admitted, it cannot be said that Albers' guilt has been determined upon proper evidence. New marine wage scale received. Page 22. and under correct instructions as to the law. The question was squarely made in a petition for certiorari to the supreme court. That court granted

case to it for determination. Rulings Are Considered. "Being responsible for the conduct Mozorosky in Jall in spite of order. Page 1 any reduction of the government's cases in that Labor agreements put up to each group cepted by the miners of builders. Page 12.

The United Mine W. The United Mine W. evidence in question had been prop-erly admitted or to admit that there (Concluded on Page 16, Column 3.)

the writ of certiorari and brought the

SELLING OF PARDONS LAID TO EX-GOVERNOR

REV. SIDNEY J. CATTS IS IN

Corruptly Accepting Money Is Charged by Grand Jury. Other Graft Alleged.

STARKE, Fla., May 5 .- Rev. Sidne . Catte, ex-governor of Florida, has seen indicted by the Bradford county grand jury for "corruptly receiving and accepting a gratuity of money to casting his vote for the granting of pardens while governor of Florida. secording to an announcement toda Catts has been charger with having accepted \$700 for his vote in favor o granting a conditional pardon to county in 1918 and sentenced to life

For two weeks the joint legislativ ommittee has been investigating rumore that the ex-governor was infli suced by money in certain of his offi dal acts and that diffing his term h vas guilty of other unlawful conduct Mr. Catts' term expired January 2.

JACKSONVILLE, Fla., May 5 .- Rev Sidney J., Catts, whose term as gov ernor of Florida expired last Januar 3, was indicted in connection with bribery charges by the Bradford ounty grand Jury at Starke late yes terday, according to advices received

The indictment read: "States vs. Sidney J. Catts, Indictment for corruptly receiving and accepting a gratuity of money for cast ng his vote for the granting of pardons, while governor of the state of

TRIBUTE PAID NAPOLEON

Military Leaders Honor Memory of "Little Corporal."

PARIS, May 5,-Marshal Foch, Marhal Petain and other military lead paid tribute to the genius of Napoleon today before the tomb of the unknown oldier of France in the neighborhood of the Arc de Triomphe. The ceresecond day of the celebration of the standard of living," reiterating the "Little Corporal." President Millerand, Hugh Wallace, retiring American ambassador, and a detachment of the American Legion were present. Troops from all branches of the sorvice were drawn up in vast circles

863 JAPAN FIRMS QUIT

January Put at 1199.

TOKIO, April 8 .- (Delayed.) - Japancse business corporations number-ng 863 dissolved during March, ac-cording to banking statistics issued acre. Their aggregate nominal caphere. ital was about 170,000,000 yea, or

\$85,000,000. The companies dissolved since January number 1499, with a total nominal capital of 270,000,000 yen. Capital invested during March showed a decrease of 1848,850,000 yen, compared with the corresponding period of 1858, year, when business had attained its zenith

News Service Will Expand.

TORONTO, May 5 .- Plans for an extension of a news cable service were adopted today at a meeting of Pearson, vice-presidents, and J. F. Livesey was reappointed general

Foreign. Irish faction heads confer on eltuation

Protests pile up over Albers case. Page 1. Congress to start real work Menday. Page 2.

pe entertained for settlement of sea-men's strike: Page 1. Doctor on stand in Stillman case. Page 3

New Jersey man arrested and held under bail on witchcraft charge. Page 5. Bankers start crusade against robbers. Page 8. Pacific Northwest. Rallway bullder's widow confesses armor pigt. Page 7.

pe plans record heave with disque. Sports.

Waverley gotfors leave for Seattle today. President Lewis Says Agreements Two wild Irishmen main show of fight card tonight. Page 15. Bears do not want to break with Oregon Page 14. Swimmers in shape for Scattle tests. Page

Commercial and Marine

Four hundred thousand pounds of new clip Yakima wool sold. Page 23. Chicago wheat higher on crop damage reports. Page 22.
Wall street stock market strong and higher. Page 23. Portland and Vicinity.

Dr. Crafts would abolish Sunday baseball upon the theory or with the hope that and Sunday movies. Page I.

Mosorosky in Jall in spite of order. Page 1.

Unions' Evidence Before Board Summed Up.

DISMISSAL OF CASE IS ASKED

B. M. Jewell Says Living Standard Is Only Basis.

UNSKILLED LABOR CITED

Reduction Would Mean Bare Sunsistence, Is Declaration in Review of Charges.

CHICAGO, May 5 .- B. M. Jewell, sead of the railway unions affiliated with the American Federation of labor, summing up the test mony, today declared there was no justified ion for reduction of railway workers' wages and moved that the wage refuction case before the railroad labor

board be dismissed. He presented a review of the harges made by the employes of nefficiency and financial mismanage-ment by the railroads; the employes statistics on living costs and standards of living and the unions' rebuttal to the carriers' data on outside wages and the cost of living.

Argument Held Unwound None of the railroads' avidence ould justify a wage out, Mr. Jewell contended, declaring "any argument of reduced living costs is funda-

mentally unsound."
The only fair basis for a wage award, he said, was on an "American standard of living," reiterating the "The attitude which should guide

on merely as compensation for the oases sustained by the employes durkeep pace with the cost of living." Short Recess In Taken. Mr. Jowell also declared no wage

ecision could rightfully be made

the board," he said; "is that any de

line in prices now should be looked

until the rules controversy was threshed out. The board took a short recess. Charges that many railroad men's families were undernourished assertion that a wage reduction order would bring chaos in the transporta-

Mr. Jewell's exhibits were designed to show that many railroad employes were not receiving sufficient pay properly to support their families. stract of expenditure accounts for

February for 118 employes scattered

through states west of the Mississippi

river," said Mr. Jewell. "The returns ered by the Brotherhood of Railway "The average earnings for the 118. men were \$108.31 with which they met average expenditures of \$108.79. In these figures there is an apparent saving of 2 cents a month, possible annual savings of 24 cents and the

hope that after a century of toil \$24

would be saved for a rainy day."

Wage reductions will not solve the nation's transportation problem, representatives of the big four brothergoods declared tonight. Labor was the most available thing to pounce on when retrenchment was necessary, declared L. E. Sheppard. head of the conductors, but, while the employes were sympathetic, he said, they "were not Abraham and

have no Isaac to sacrifice." Good Service Declared Alm. Warren S. Sione, president of the engineers, declared that his greatest notive was to give the public good service and the employes a living He also declared cutting wages was not the solution of the

ratiroad problem. "The truth is." he said, "that if this board wiped out all wage in creases and the employes donated their services and paid their own expenses, some roads would still be on Mr. Sheppard opened with an arraignment of the transportation act,

asserting that it had "not been a panacea, but a crown of thorns, which the rallroads are now pressing to the

Pacific Coast league results: At Portland
J. Oakland J; at Seattle J, Vernon 6; at
Los Angeles, Sait Lake game postponed; at San Francisco I, Sacramento
J. Page 14. MINE WAGE TO CONTINUE

> Last Until 1922. INDIANAPOLIS, May 5 .- Wages of organized mine workers will not be sduced, John L. Lewis, president of the United Mine Workers of America.

Mr. Lewis pointed out that the miners now are working under a scale of wages fixed by the United States bituminous coal commission, and that the agraement does not terminate until March 31, 1922. He said cost consumers should not delay purchase upon the theory or with the hone that

declared in a statement today, refut-

Grand jury indicts 22 for government also any attempt to disturb the Enormous coast traffic in drugs indicated equanimity of its present contract, by grand jury report, Page 4. (Concluded on Page 4. Column 2.)

"The United Mine Workers will re-

(C) any sums received from other He evidently had been overcome by (Concluded on Page 3, Column 1.)

He evidently had been overcome by

sumed After Break.

BENSON IS AT CONFERENCE

appeared considerably brighter toence of Chairman Benson of the shipnarine engineers with Secretary Da-The discussion, which was the first

All parties were silent as to the

the scope of the deliberations No word of the success attending

Workers Ask Conference. The first intimation that all hope of oncillation had not gone came late today when the representatives of the marine engineers went to the de-They indicated that after several hours

ers Seriously Wounded. SCRANTON, Pa., May 5,-Explosion of fright.

Team, Frightened, Runs,

body and it is believed that he died mote the cause of its enemies." Diamond Oil & Paint company here county for 36 years and had been today resulted in the death of two postmaster in Mayville since 1912. He persons, the serious injury of two was a charter member of the local

Mayville Grange. Surviving him are

others and the almost complete de- Oddfellows' lodge and master of the

WHY NOT DEVOTE THE TIME TO FINDING SOME WAY TO CAPTURE HIM AGAIN?

HE.GOT OUT UF IT SOME WAY BUT HOW?