PORTLAND, OREGON, THURSDAY, DECEMBER 1, 1921

# A PURILAND TOO RESULT OF MELTING

elebrated War Leader to Appear in Parade.

HILDREN TO GLIMPSE HERO

at 9 This Morning.

ITY WILL PAY TRIBUTE

meralissimo of Allied Armies to Go Over Highway and Address Mass Meeting Tonight.

n military parlance Portland is at ied armies during the world war allied forces, who is making a of the United States with Haned MacNider, national commander the American Legion. The marshal as due to arrive in Portland late st night, but was not to be dis-

the Multnomah hotel this evening City. be followed by a mass meeting a armory. A feature of the maral's visit will be a review of thouands of school children.

Foch to Appear in Parade. parade from the union station to hotel this morning will give the

French marshal ominent citizena. There will also trains is reported as indefinite. special guard of honor consisting mber of Commerce; Adjutant-Gen- night's wind and rain storm. 1 White; G. Lane Goodell, state mmander of the American Legion; J. Elvers, state adjutant; T. H. TRAIN DUG OUT OF SNOW Dr. B. F. Pound; George Wilbur, orge A. Codding. Oliver

loyd, commander Portland post, No Fred E. Kiddle, Frank M. Moore, P. atherton, E. C. Mears, L. A. Milner stol and Earl R. Goodwin.

Guard of Honor Named.

he 12 distinguished service-cros who will constitute the special rd of honor for the marshal durhis stay in Portland will include nh E. Read, Hobert M. Bird, Henry msey, E. J. McEntee, Nat R. Smith, getting back to schedule before next Karl Swenson, Francis M. Mason, week. of Portland: Captain Ward Ackley les were not learned by the comtee vesterday.

or be on hand at the union sta- lines. in uniform with overseas caps morning at 8:15.

escort have given Marshal Foch rank, at the union station the pawill form and the party will proiquarters during his stay here.

Children to Be Reviewed. or the trip out the highway the y will form at the hotel at 16:15. possible time. ore starting the marshal will refollowing points in the city: eat side schools, along Park heast side schools, Grand avenue Hawthorne avenue to East Mor- Man Accused of Murder 19 Years street; central east side schools, rett streets; northeast side schools, Mill streets; east side Catholic Mile Street from Grand seeking to arrest him on a charge of ue east. The children will be in thievery, ions about 10 o'clock to be ready the review of the marshal. hile out the highway the party

take lunch at some chalet in the chborhood of Crown Point, The by the middle of the afternoon which the marshal will rest at 13 Million Pesetas Appropriated hotel until the banquet tonight. demand for tickets to the banbecame so great that it was nd necessary to change the place deputies today passed a bill approholding it from the Chamber of printing 13,000,000 pesetas for naval amerce dining room to the Arca- construction. gardens of the Multnomah hotel. (Concluded on Page 5, Column 2.) the Spanish navy.

## SANTIAM IS GORGED;

MOUNTAIN SNOW.

Traffic on Pacific Highway Near Jefferson Again Halted-Big Lumber Mills Closed.

ALBANY, Or., Nov. 30 .- (Special.)-For the second time in 10 days the Santiam river reached the flood stage today. It has been rising rapidly al day and at Jefferson continued to rise tonight, though more sluwly.

This flood is practically confined to the two branches of the Santiam itizens to Tender Reception Other streams in this part of the state which were at flood stage ten days ago are not flooded now, though they have risen some. Considerable snow fell in the mountains Saucay and Monday and when a warm rain and chinook came yesterday the water came out in a rush. The North Santiam was reported to lay to be almos as high as it was in the former flood, while the Scuth Santiam was not so

Early this morning a big stream began running through a place cut by the former flood across the Pacific highway about half a mile south of Jefferson, and took out the tem porary detour road constructed around the site of the two bridges tention" today to receive Marshal Washed out there ten days ago. This rdinand Foch, generalissimo of the has stopped traffic on the highway. The railroad trestles which replaced the most popular commander of oregon Electric lines are holding

against this flood. Water pouring over a section of the Woodburn-Natron branch of the Southern Pacific near Crabtree stopped traffic this afternoon on that problem and end the long and bitter The bridge across the Breitenbush river on the Albany-Detroit line, which was weakened in the other mors at the union station this flood was reported to have gone out rning and the programme of the today. Water became so high in the will include a trip over the Col- North Santiam that it was necessary this river highway, a luncheon at to close down the big mills of the the question in the conference. Sece of the highway chalets, a dinner Hammond Lumber company at Mill

Union Pacific Main Line Roadbed West of Kamela Undermined.

LA GRANDE, Or., Nov. 30 .- (Spestation this morning at 9 o'clock out early this morning and westbound spokesmen would centend for a reception committee consisting trains are being held here indefi-

According to announcement by the 12 distinguished-service-cross men, local office of the Union Pacific the the council table followed a debate no will be included in the reception track itself was not washed away but on the maintenance of foreign troops rty, and a battallon of the 59th in- the roadbed was washed out from in China. Speaking for Japan, Viceniry of Vancouver and the 59th in-niry of Vancouver and the 59th in-niry band. Captain Paul Hathaway water covers the track. While no withdrawal of the Japanese troops chairman of the committee in definite time of clearing the blockade from several parts of China outside rge of this phase of the reception. can be announced it is believed that Labbe, French consular agent; Adhe reception party will include traffic will be restored by midnight. al H. T. Mayo, General Richard M. tween here and Kamela to the effect tchford, Colonel William H. Jor- that the old Oregon trail is blocked , H. B. Van Duzer, president of the in places because of slides during last

Ice in Deschutes Canyon Snaps Blades of Rotary Plows.

BEND, Or., Nov. 30 .- (Special.)-a bank of snow and ice near Frieda this morning, the Oregon Trunk train imprisoned in the canyon since Saturday, November 19, was due to arrive in Bend tonight. The passengers were rescued a week ago. The canyon is still blocked with snow and . ice and railroad men see no hope of

Rotary plows have been seriously Corvallis; A. C. Presley, Corvallis; handicapped by the snow, hardened Chartier, Wheeler, and two men almost to the consistency of ice oned at Vancouver, Wash., whose which frequently snaps the blades of the snowplows. The tie-up on the Deschutes valley railroads already aptain Hathaway issued a com- has cost of the Oregon Trunk and the nication last night requesting that O.-W. R. & N. at least \$100,000, said men, comprising this guard of Jack Wright, local agent for both

#### fter the men comprising the mili- DES MOINES BARS BUSSES

military salute, accorded one of Jitneys Forbidden to Use Streets Where Carlines Run.

DES MOINES, Ia., Nov. 30 .- The street, east on Morrison street to city council today passed a resolution rth street and then north on barring motor busses from streets on rth street to the Multnomah hotel, which street cars operate, upon the re the marshal will make his promise of Frank C. Chambers, receiver of the Des Moines Railway company, that 30 additional cars will be put into operation at the earliest

The new street railway franchise the school children stationed at ordinance adopted Monday by the voters provides for elimination of busses.

## ks from Main to College streets; HERMIT, PURSUED, SUICIDE

Ago Lived in Cave. MAHOMET, Ill., Nov. 30 .- Harry nd avenue, Everett to Weldler Davis, 50 years old, who lived in a ets; west side Catholic parochiai cave had been a hermit for 19 years, ools, Fourth street between Market shot and killed himself yesterday when pursued by a sheriff's posse,

> After being accused of murder 19 years ago Davis drew himself away from his fellow men.

## irn to the city is expected to be SPAIN TO ENLARGE NAVY

by Chamber of Deputies. MADRID, Nov. 29 .- The chamber of

This will provide for an increase in

# AGREE TO CONFEP

Demand for Return Shantung Insisted

ARRANGES PARLEY

Any Reasonable Means for Settlement to Be Tried.

Japan Insists That Disorders in Certain Districts Justify Use of Troops There.

the Associated Press.)-The Shantung rates is involved. controversy, britising with it some of the sharpest issues of world diplomacy, took its place today at the arms conference. The result was an offer by the United States and Great Britain accepted by Japan and China to assume the role of friendly advisers in a new attempt to solve the

debate. The plan for an exercise of Amerian and British "good offices" is understood to have originated with the American delegation after it became apparent China had resolved to raise retary Hughes and A. J. Balfour, as heads of the American and British croups, will meet tomorrow with the WASHOUT BLOCKS TRAINS Japanese and Chinese to lay the basis or the negotiations.

Withdrawal to Be Demanded.

The Chinese delegates announce tonight they would go into the discussions prepared to accept nothing blic a chance to get a glimpse of cial.)-About 300 feet of roadbed near less than unconditional withdrawal of Huron, west of Kamela, Or., on the the Japanese claims in Shantung. It The French marshal will be met at Union Pacific main line, was washed was assumed that the Japanese reservations insisted on in the diplostate, city and legion officials and nitely while the arrival of eastbound matic exchange between Tokio and Pekin.

Advent of the Shantung question a Shantung must await definite as- BLUEBEARD IS CONVICTED

Troops Held Justified.

At Hankow, said the Japanese delegate, repeated disorders had justified who has been on trial for more than transmitted the telephone message. Japan in keeping her troops where three weeks in the assizes court here, they now are stationed. He declared charged with the murder of 10 women garrisons in North China were re- and a boy, was found guilty of murmaining under specific authorization der in the first degree tonight. (Concluded on Page 2. Column 1.)

## RAILROADS' PLEA IN

GRANTED IN RATE CASE.

Its Merits in Tacoma Court This Month.

SEATTLE, Wash., Nov. 30 .- (Speor the state public works departinterfering with tariffs increasing trict. outheastern Washington-Puget sound lass and grain rates, 5 per cent.

The increase was made in compliance with the interstate commerce Moscow government, but to the prommission's decision in the Colum-WITHDRAWAL IS WANTED bia basin rate case. The case will gion, guaranteed by the central govlow be tried on its merits in Tacoma n December.

The state's motion to dismiss the suit and dissolve the restraining or der, issued when the suit was filed, and Spokane, Portland & Seattle rail- brought to Riga by Walter L. Brown roads. The question whether the in- European director of the relief adterstate commerce commission has ministration, from Moscow. WASHINGTON, D. C., Nov. 30 .- (By power to regulate strictly intrastate

> NIPPON VESSEL FOUNDERS Grief Caused by Gale-Crew Is Re

ported Rescued.

VANCOUVER, B. C., Nov. 30 .-Meager reports received here today ndicate that the Japanese schoones Koun Maru, bound from Japan to Flattery, Washington, and was aftre The five men composing the crew were rescued by the steamer Tosan to Japan, according to a radio mesin a southeast gale yesterday.

### DEMENTED WOMAN DYING

Live Coals Taken From Range and Spread Over Body. DENVER, Nov. 30 .- Mrs. Nellie

tover, 39, who for several years has been suffering from a supposed harmiess form of dementia, is lying at the point of death in a hospital here as he result of burns, Extricating herself from a chain the kitchen of her mother's home

she took a small shovel and spread live coals from the range over her

## e steps to French Murderer Sentenced to Die

by Guillotine.

VERSAILLES, Nov. 36. — (By the Associated Press.) — Henri Landru, as a carrier of another current which

LA VILLE EST A VOUS!

HIS CAPTURE OF PORTLAND

लिस्त सम

क्षितिकारी अंत्रपूर्व

YOU CAN'T COMPLAIN

A PIPE ANY MORE

HELEN - MARSHAL

FOCH SMOKES ONE

ABOUT ME SMOKING

35/0/8 B

JUDGMENT

WELL SAY HEUSES GOOD

# FEDERAL COURT WINS TO BE ASKED HERE

TEMPORARY INJUNCTION IS U. S. LOAN CONSIDERED MOST PROBABLE REQUEST.

Matter Now Will Be Tried Out on Plan Is to Have American Relief Administration Control Cash on Soviet Security.

RIGA, Nov. 20 .- (By the Associated tial.)—On completion of arguments Press.)—The United States government and for the three railroads in- probably as a government loan to be colved. Federal Judges Neterer of controlled by the American relief ad-Seattle, Hunt of San Francisco and ministration, with which to supply Sushman of Tacoma granted the rail- sufficient food and seed grain to prooads' application for a temporary vide for the 15,000,000 of starving injunction to prevent the state from persons in the Russian famine dis- Blow Is Struck at Basis of

> A loan under plans informally discussed by the relief administration in Russia would not be made to the vincial governments in the famine reernment and to be repaid at the nex

harvest. The amount of the loan would b ministration investigators say would was denied. The plaintiffs are the be sufficient to save virtually the en-Northern Pacific, Southern Pacific tire famine situation. The plan was

"We are getting full co-operation

about 700,000 persons."

RIGA, Nov. 29 .- (By the Associated Press.)-Famine horrors in Russia are Port Alberni, B. C., with a cargo of growing with the approach of winter, salt, had foundered 200 miles off Cape official bolshevik government advices perts, standing together on Secretary

duced to eating cats, carrion and accept the original plan.

BEARS. Dispatches to the Rosta News agency say many mothers are bathing their children in a poisonous extract made from sheep's wool, hoping t will bring about their death. At Tashkend, Asiatic Russia, 2000 refugees are declared to be starving at the railroad station and the daily

### CAR TELEPHONE SUCCESS

with which she had been fastened in Service From Moving Trolley Carrier Found Practicable.

deaths average 70.

Carrier current communication, by Carrier current communication.

Which persons in a moving trolley it was said, neither the United States "This action," he stated, "has been ishment law is unconstitutional for car, talked with a point more than nor Great Britain would agree to the taken at the request of the Chinese the reason that the egislature of three miles distant, took place today 60 per cent ratio which the Hughes government in expectation that negoon the lines of the Schenectady rail-way company under the direction of the General Electric company The feat of telephoning moving car was accomplished, it was

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WRONG

IT'S LIKE

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BOUGH

LETS HOPE THE MARSHAL WILL

YOU PROHOUNCE DONT-IT'S

HIS NAME

F-0-CH-WITH

LONGO

SETTLE THIS CONTROVERSY

LIKESAYING

BUSH

Wool Buying Active. LONDON, Nov. 20 -At the wool auction sale today 11.092 bales were of the Boxer protocol and that those | Landru was sentenced to die by the offered. There was continued good

# AMERICAN RATIOS

Situation at Conference Declared Delicate.

BRITISH SUPPORTING HUGHES

Limitation Proposals.

PLAN HELD IMPOSSIBLE

about \$50,000,000, which the relief ad- Matter Is Taken Out of Hands of Experts by Japan's Demand for 70 Per Cent Fleet.

WASHINGTON, D. C., Nov. 30 .- (By from the soviets," said Mr. Brown the Associated Press )- Japan's pro- the condition of the country is such Governor Olcott tonight granted to Soviet co-operation is satisfactory, posal for a 70 per cent fleet as neces- that it has been difficult to find men John L. Rathle and Eivie D. Kirby, but naturally we encounter delays sary to her national security instead willing to accept posts in the cabinet. of a 60 per cent fleet, has been for-"However, our feeding of the stary-ing is growing by leaps and bounds and Great Britain. Baron Admiral anese quarters to have the full support of the Japanese cabinet and the

displomatic advisory council in Tokio. American and British naval ex-Hughes' 5-5-3 plan as the only one In the Saratov region, where 389,000 fair to all, regard the Japanese proeasants are listed as starving, even posal as unacceptable. In the opinion Maru, en route from Tacoma, Wash, children have been without food for of some American delegates, the sitdays and many persons are going mad. uation is delicate, but not without sage. The schooner had come to grief Many of the inhabitants are now re- hope that the Japanese ultimately will

> Blow at Proposal Serious. The seriousness of the turn of af- Portugui, fairs in the opinion of the Americans

is that Japan in persisting in her restroke at the fundamental idea o which Secretary Hughes proposal is 90 Days Granted for Payment of based.

Japan's proposal, it was disclosed was based on her estimate of necesnational security were to be sub- the Pacific of the conference would be upact. On the basis of national security, was paid today, he added.

Americans Debate Situation. Secretary Hughes and his three colleagues spent nearly three hours to-

night debating the situation. Baron Kato's action swept away the NAVY GOVERNORS NAMED deliberations of the experts considering American limitation plans. They Captain Pollock to Go to Samon have had to do only with technical questions of tonnage estimates involved in the American proposal to limit fleets on the basis of existing relative strength in capital ships. Japan has now taken the matter out

of that field British experts are in full accord ticularly in view of the enormous disproportion of the sacrifices in ships and money the United States INDEX OF TODAY'S NEWS has offered to undertake. The two powers are agreed also that previous efforts of the Japanese to base their claim for 70 per cent on a calculation of existing strength which would exlude ships under construction, are not within the scope of agreement.

Other Interests Compared. On a national security basis, the extent of American and British coast | Japan and China agree to confer evelines as compared to Japanese, Ameri- Shantung. Page 1. can and British interests and obligations in the far east as compared to Japanese, the commercial enterprises of American and British citizens over the world as compared to Japanese. Wilson refuses to regulate for peace with would have to be weighed, it was German military party. Page 20. said. The comparison, it was added, would not admit of even a 60 per cent

powers agreed today that they could not reach at accord on the basis of Ex-cashler denies all charges of arean. tion. There also is a possibility, it calculation to be used in measuring Japan's existing relative naval Slayers of Sheriff Taylor reprieved the other murderers now occupying strength. They gave up the task strength. They gave up the task and Railroads' plan for temperary injunction turned the problem back to their in rate case granted in Seattle. Pagel. respective delegations. Upon its so-lution hangs the fundamental private melting of mountain shows. Page 1 ute declared unconstitutional. In this ple of the American proposals, the 5-5-3 capital ship ratio.

status for Japan.

The experts were substantially in agreement as to the accuracy of estimates of naval strength of each power originally submitted by the American conference group if the American plan of including all ships actually Chicago wheat advances sharply on low under construction in arriving at the estimate of winter crop condition Page 16. ratio was followed. Japanese experts. however, insisted that this was not the proper basis of calculation, pro- 13 posing instead to disregard all ships now building by either power in determining relative naval strength.

American Stand Firm. The plenary delegations of the two powers will continue the discussion from this point.

Pirm determination of the Ameriam delegation to insist upon the
parts of Portland. Page 13.

Jamz routed by worth-while music in all
parts of Portland. Page 13.

John T. Pratt points out economies of national budget. Page 13.

Everything in Rendiness. 5-5-3 ratio and inclusion of ships strength was reiterated tonight. Since no call for an executive sesfor further meetings of the experts was issued, it was assumed an at-

(Concluded on Page 2, Column 3.)

## **BOLSHEVISM SPREADS** IN PORTUGUESE CITIES

BOMBING OF AMERICAN CON-SULATE INCIDENT IN MOVE.

Powers Considering Intervention Assumption of Mandate to Quell Ugly Wave.

LONDON, Nov. 39 .- (By the Assolated Press.)-Bolshevism is spreading through the large towns of Porng, and there have been many outrages, especially in the province of Alemtejo.

The recent bombing of the American consulate in Lisbon was an incident in this movement, it is aid, and most of the foreign diplomats there have received letters threatening their lives.

As a result, the powers are considering intervention in Portugal and the assumption of a mandate there to RED CROSS GIVES MONEY quell the ugly wave of holshevism. according to the Times. France Italy and Spain favor such a move.

When a number of foreign warblps moored in the Tagua river at Lisbon recently, the sailors on a Por tuguese gunboat are said to have been restrained only with difficulty from attempting to torpedo the Spansh vessels

Dispatches to the Times assert that

Dispatches from Portugal to the as Director Haskell's organization Kato, senior Japanese delegate, has distinct revolutionary movements in Hmatilla county in July, 1920, a regets into full swing. We are feeding communicated it to Secretary Hughes the last six weeks. In the first sevand A. J. Balfour. It is said in Jap- eral members of the Portuguese cabinet, including Premier Granjo, were the filing of an appeal in the supreme assassinuted following their resignaported that royalists were plotting for the re-establishment of a monarchy. from the Portuguese frontier of Spain reported another revolution brewing Carvalho Mesquita heading the move ment. The troops in Lisbon were said to have been confined to their barracks in preparation for eventualities. No advices have been received dince that time as to conditions in

## quest for a 19-10-7 ratio, makes a CHINA'S LOAN EXTENDED Burnett of the supreme court for a

\$5,500,000 Obligation.

NEW YORK, Nov. 30 .- China resity for national security. It was quested and received today a 90-day the appeal to the supreme court was pointed out that if consideration of extension of its \$5,500,000 loan from then made through the filing of the stituted for a continuation of fleets which was to have matured tomor at reduced tonnage, but in the same row, it was announced today by Edratio as now exists, the whole basis ward B. Bruce, president of the corporation. The interest due tomorrow

dations which are now pending will the 30-day extension."

and Captain Althause to Guam. WASHINGTON, D. C. Nov 30 -- Ancointment of Captain E. T. Pollock to be governor of Samoa, and Captain Adelbert Althause to be governor of Guam, was announced today by Sec-

Captain Pollock succeeds Captain with the Americans that the 5-5-3 Waldo Evans, and Captain Althause proposal is the only possible road to takes the place of Captain I C. Wetan agreement that is fair to all, par-ticularly in view of the energous tailed to duty in Washington.

YESTERDAY'S-Maximum temperature, 09 degrees; min'mum. 55 degrees. TODAY's-Rain; southerly winds

Disarmament Conference,

Foreign. Russian food loan probably will be sought. Bolshevism spreading in Portugal, Page 1. Portiand and Dan Casey who was con-National.

Domestic. rail shop rules effective today Epzerts of the "big three" navni Train bits auto; 12 students dead. Page 1

Pacific Northwest.

Sports.

Pacific fleet may battle eleven from east. Page 14. Transhoot rules slated for change. Page 14. Two basnethall longues organized in city. Page 14 Commercial and Marine.

Liberty rond prices continue to advance Page 17.

Portiand's channel project not to be ap-proved. Page 15. Portland and Vicinity. Fach to be feted 'n Pertland today, Page 1. Mrs. John Printer declares Harry Barner received share of Liberty theater loof Muturists are fined \$26,000 in year. Page 21.

building in any estimate of naval uniformed buying only as necessity com strength was reiterated tonight.

Halfroads buying only as necessity com pels, says William Sproule, Page 19. America acclaims Foch as greatest hero Page 8. sion of the conference delegates or Foch rises rapidly in military world from the penitentiary and all was in for further meetings of the experts Page 8.

roads, Page 20.

Lives of Kirby and Rathie Are Prolonged.

#### EXECUTION STAYED TO FEB. 3

Action of Governor Prompted

Idaho Chapter Provides Fund for Instituting Proceedings: Hang-

SALEM, Or., Nov. 30 .- (Special.) allas James Owens, who were to have been hanged in the state penitentiary here Friday for the part they played Associated Press have reported two in the murder of Sheriff Til Taylor of

prieve until Friday, February 3. Granting of the reprieves followed court from the decision of G. G Bingham, Judge of the Marion county circuit court, who earlier in the day refused to issue a write of habeas corpus in the case of Kirby.

#### Appeal Is Taken.

Immediately after Judge Bingham had given his ruling on the application for a writ of habeas corpus. John Lane, attorney of Portland, counsel for Kirby, announced in open court that an appeal would be taken to the supreme court.

Later in the day Attorney Lane ande application to Chief Justice writ of supersedens, but this was denied on the grounds that there was no provision of the Oregon statutes which authorized the issuance of such a writ in a civil case. Perfection of

#### Hanging Law Attacked.

The petition for the writ of habeas orpus, which will furnish the basis for arguments in the supreme court. 1920, which referred the measure to enable them to pay the loan during no authority for their action. Abolition of the death penalty in Oregon a few years ago, the perition at ered idded to the bill of rights. The lexislature later passed a law restoring the death penalty and the people voted the necessary change in the there was a subtraction from the bill of rights for which history furnishes

> to the people only constitutions amendments, not repeals of constitutional provisions. It is alleged in the transcript of appeal that the restora-

Another contention of Kirby's at-

torney is that the constitution of Ore-

gon empowers the legislature to refer

#### an amendment, but a repeal.

The litigation resulting from the said, may have the effect of lengthening the lives of the several men convicted of murder who are now in the

state positentiary awaiting execution These include Dr. R. M. Brumfield, convicted of slaying Dennis Russell Japan rejects American ratios for fleets. of Dillard, Douglas county; Abe Evans, convicted of killing James Doran of McMinnville; George Howard, convicted of killing George R. Sweeney, an insurance agent of Vale; Husted Watters, who killed a policeman in victed of murdering J. H. Phillips,

deputy sheriff in Portland. Attorney Lane tonight said that a constitutional question was involved in the Kirby case, and that the action would be carried to the United States supreme court for final determinawas rumored, that the attorneys for cells in the penitentiary awaiting excution may join forces and finances

Red Cross Gives Money.

Briefs in the Kirby case will be prepared within the next few weeks, Indications of early revival in export Attorney Lane said, and the appeal wheat trade. Page 16. probably will be argued before the supreme court early in January. In this event an opinion of the supreme court may be forthcoming before the expiration of the reprieve. Should vember experts from Portland total the case go to the United States supreme court a year may elapse be-

fore the final determination. Attorney Lane said that funds for instituting the habeas corpus proceedings were provided by the Idaha Red Cross in behalf of John Rathle. but because of the fact that Mrs.

endiness for the executions. Rathle and Kirby, following their conviction in the Umatilla county cir-

by Filing of Appeal.

ing Law Is Attacked.

#### necessary transcript.

no precedent.

### ion of capital punishment was not

Others Are Affected.

event a hard fought legal battle is anticipated.

Everything in Rendiness. Invitations for the hanging of Rathie and Kirby had been issued

(Concluded on Page 2, Column 4.)

tempt to settle the point by informal Law enforcement held remedy for state's