

# JUDICIAL SYSTEM RENDERED LOOSE

### Newly Adopted Amendment Is Declared to Have Caused Chaotic Situation.

## LEGISLATIVE ACT LIKELY

### Adoption of Three-Fourths Jury Amendment, Attorneys Say, Makes New Mode of Judicial Procedure Most Essential.

With its judicial system resting only upon a discarded constitutional right, in lieu of no law on the subject, the State of Oregon finds itself in a unique position of waiting for the State Legislature to present it with an entirely new mode of judicial procedure. In consequence of the adoption of article VII to the constitution at the recent election, this, in substance was the opinion of several lawyers interviewed yesterday on the subject.

Upon the official ballot at the recent election there appeared an amendment to the constitution bearing the numbers 352 and 363. It was proposed by initiative petition and was described as follows:

**Amendment Is Described.**  
"For amendment to the constitution of the State of Oregon, providing for verdicts by three-fourths of jury in civil cases; authorizing grand juries to be summoned separate from the trial jury, permitting change of judicial system by statute, providing for a grand jury any evidence to support verdict; providing for affirmation of judgment on appeal notwithstanding error committed in lower court; providing for the State Court to enter such judgment as should have been entered in lower court; fixing terms of Supreme Court; providing judges of all courts to be elected for years, and increasing jurisdiction of Supreme Court."

Apparently the prefix for the voters reads very entertainingly, say the attorneys, and on the other hand the discovery is made that while the ballot title of the amendment appears not serious, when compared with the complete article in the constitution for which it is a substitute, the full importance can be realized.

The portion of the amendment omitted from the ballot makes no provision for a Chief Justice, for meetings of the Supreme Court except at Salem, for the establishment of Circuit Courts, County Courts, for County Clerks, for Sheriffs and for Prosecuting Attorneys. Each one of these departments with broad statements as to their powers and on the other hand the discovery is made that while the ballot title of the amendment appears not serious, when compared with the complete article in the constitution for which it is a substitute, the full importance can be realized.

**Changes Can Be Made.**  
This is the section in the new amendment which permits the whole judicial system to exist as it is at present. But according to the legal opinions expressed yesterday it is subject to any change a Legislature may make. In other words, attorneys say, the judicial system of the state is not based upon any fixed principle, except the Supreme Court—and even that body does not have to follow the rules of procedure, but can look over any point it may desire to give a decision without regard to former courts, juries or procedure.

**Amendment Is Remarkable.**  
"Eliminating the objects to be attained by the amendment, the three-fourths jury system, to simplify procedure on appeals and to remove the pretext for new trials and to allow the Supreme Court to take original jurisdiction, say eliminating these grave questions—the amendment is remarkable in that there is no provision for other courts and the machinery with which to work them. I apprehend you will find few states in the Nation with so little on the subject of the judicial system in their constitution."

**U'Ren Back of Amendment.**  
The amendment is the product of the People's Power League of Oregon as conducted by W. S. U'Ren. In the prospectus for securing votes for the amendment it was contended that it would remove restriction upon the power of the people to make a law for any kind of court they want and would allow the people and the Legislature to transfer to the Circuit Court the law and the probate business of the county judge in counties where that might be done to advantage.

**Man Struck by Train.**  
Jacob Heinrich was found by Patrolman Sims yesterday morning on the railroad yards near the plant of the Pacific Pottery Company, in North Portland. He had apparently been thrown from or hit by a train, and dragged a considerable distance. The man, while not unconscious, was speechless and could give no account of the accident. He was suffering from a broken arm and numerous bruises. He was sent to St. Vincent's Hospital.

**"Hang" Juries Common.**  
"Every citizen knows of 'hang' juries in civil cases, followed by new trials, appeals to the Supreme Court, reversals and another new trial and perhaps yet another appeal to the

Supreme Court. One purpose of the amendment is to make such kinds of injustice impossible where the corporation or the rich man wins because he has the longest purse."

**Original Jurisdiction Unintended.**  
"The organization of the court was never intended to be one of original jurisdiction. To give it that power is to belittle its dignity. My objections to the amendment are that the Supreme Court can amend or modify the verdict in a civil action of the lower court when a jury has passed upon the facts. The second objection is that it is contrary to the principles of the country's law. It is certainly a wide and revolutionary change and we have added one freak to our legislation, which will cause no end of comment throughout the country of a character derogatory to the state's good name and influence."

There will be a mass meeting of the Multnomah Bar Association to be held in Department No. 2 of the Circuit Court for the consideration of the new constitutional amendment next Tuesday. M. L. Pipes, Ralph Moody, A. E. Clark, Fred W. Holman, Ralph B. Denney, James B. Kerr and others will address the association upon the revolution, which has taken place in the judicial system of Oregon. It is predicted that the speeches will be of an interesting character.

Appearing yesterday morning in the anteroom of the grand jury, Peter Bruno, reputed "boss of the North End," made demand upon District Attorney Cameron that Bruno's relations with the police and public officials generally should be rigidly investigated.

Bruno, who was accompanied by John Cordano, an interpreter, asked for an immediate hearing, but was told that the jury had its hands full for the day and that the matter would be taken up at a later time.

Apparently Bruno is so confident that he had any improper dealings with any police officer in the way of securing protection for his saloon or his associates, he said that a few witnesses the matter was allowed to lapse, nothing at all having been done in the matter in the past two days.

**SANTA CLAUS RECEIVES HUNDREDS OF CHILDREN ENJOY SAINT'S HOSPITALITY.**  
Luncheon in Festal Tea-Room and Gifts of Toys Make Occasion Memorable for All.

Santa Claus was the host at a party given to 80 children at the Gibbs store yesterday. This was the second day of the party, the same number of little ones having been entertained Friday afternoon. All children who visited the store Monday, Tuesday and Wednesday were requested to register and to whose door did no invitations were issued.

**Chicago Show in Preparation.**  
CHICAGO, Nov. 26.—Three shifts of workmen employed by growers and packers from the Pacific Northwest, are working day and night in the First Regiment Armory to have everything in readiness for the National Apple Show beginning next Monday morning when 2,000,000 specimens will be on exhibition. Growers yesterday began installing the district displays from orchards in Washington, Oregon, Idaho, Montana and the province of British Columbia.

**"Hardscrabble" Farm Is Rich.**  
FOREST GROVE, Or., Nov. 26.—(Special.)—T. W. Sims' "Hardscrabble" farm in the Seogovins Valley neighborhood is misnamed, for it is among the most productive ranches in the county.

**Girl Ill, Jack Johnson Free.**  
NEW YORK, Nov. 26.—Jack Johnson, world's champion heavyweight pugilist, who was arrested yesterday, charged with assault on Annette Cooper, a show girl, and with disorderly conduct, was discharged from custody today. Miss Cooper did not appear. Instead, she sent a letter enclosing a physician's certificate that she had been ill in bed for the last 10 days, and was in no condition to leave her home, and requested that Johnson be kept in custody for two weeks, when she would be able to appear against him. Magistrate Freschi refused to put the case over, and discharged the prisoner.

# There Has Never Been a Chance Heretofore in the United States to Compare Carefully, Side by Side, Every Worthy Make of Player Pianos

Our introductory selling of the latest and most wonderfully improved Types of Player Pianos is Now in Full Swing



### Hundreds of Families Have One

- WE'RE INTRODUCING AND SELLING Upon Our Little-Profit-Per-Piano Policy:
- The Boudoir Player Piano (no library), price \$144
  - The Eilers Bungalow Player Piano (and library) \$496
  - The Wonderful New Piano-auto (no library) \$492
  - The New Kimball Player Piano (and library) \$640
  - The Genuine Autoplayer (with soloist device and library) \$582
  - The Lawson Player Piano De Luxe (and library) \$695
  - The Hallet & Davis Player Piano (and library) \$742
  - The Lester Player Piano (and library) \$865
  - The Krell Solo Auto-grand (and library) \$950
  - The Decker De Luxe Player Piano (and library) \$875
  - The Eilers De Luxe Player Piano (and library) \$835
  - The Wonderful Welte Mignon (with keyboard and library) \$1720

- WE'RE CLOSING OUT All Weber Pianola Pianos; prices:
- \$770, \$627, \$550
  - Steck Pianola Pianos, prices: \$650, \$585, \$500
  - Wheelock Pianola Pianos, prices: \$550, \$475, \$450
  - Other Pianola Pianos as low as \$325



PLAYER-PIANO LEADERS HEADQUARTERS FOR ALL MAKES TALKING MACHINES



PLAYER-PIANO LEADERS HEADQUARTERS FOR ALL MAKES TALKING MACHINES

## APPLES ARE COMING

### Hood River Will Send Exhibit of 800 Boxes of Best.

### 2500 BOXES TO BE SHOWN

**"We Are Going to Have Show That Will Surprise Portland," Says President Atwell—Exhibit Will Open on Wednesday.**

The Hood River Apple Show in its entirety is being packed tonight and is to be shipped to Portland to form part of our big display, was the encouraging word of Secretary Power, of the Portland Apple Show, over the long distance phone to The Oregonian.

The are 800 boxes all told," the secretary added, and then caught his breath for another outburst of enthusiasm over his good luck.

The Portland apple show will open its doors on Wednesday in the Malco Theater building, corner of Fifth and Washington, and is going to be a surprise to all visitors. There are 1700 boxes of apples in cold storage already, waiting to enter the competition for the various awards. With the 800 boxes from Hood River, the total display will be 2500 boxes, and there are besides vast displays of plate exhibits, fruit of nearly all kinds and the latest and most approved appliances for handling fruit.

**Chicago Show in Preparation.**  
CHICAGO, Nov. 26.—Three shifts of workmen employed by growers and packers from the Pacific Northwest, are working day and night in the First Regiment Armory to have everything in readiness for the National Apple Show beginning next Monday morning when 2,000,000 specimens will be on exhibition. Growers yesterday began installing the district displays from orchards in Washington, Oregon, Idaho, Montana and the province of British Columbia.

**"Hardscrabble" Farm Is Rich.**  
FOREST GROVE, Or., Nov. 26.—(Special.)—T. W. Sims' "Hardscrabble" farm in the Seogovins Valley neighborhood is misnamed, for it is among the most productive ranches in the county.

## PROFESSOR KRAUS SPEAKS

### Pollination Subject of Interesting Address Last Evening.

Principles of pollination, as applied to orchard fruits and commercial fruit-raising, were discussed in an address by Professor E. J. Kraus, of the horticultural department of Oregon Agricultural College, at the Young Men's Christian Association last night.

The speaker said that the subject of pollination had not been thoroughly exploited, although experimental work had been going on in different parts of the United States a good many years. Not all of the important results of pollination, therefore, he said, could be determined, but experiments of a larger and harder fruit, said Professor Kraus, "This result is obtained, too, without affecting the color of fruit of either variety."

"In order to obtain the results desired, it is necessary to operate upon two varieties which come into bloom about the same time. In regard to apples, we find that the Newtowns and Spitzenbergs are reciprocal and pollinate each other exceedingly well. The fruit of either variety produced is usually larger and weighs more, and at the same time the color of neither is affected in the least."

"In planting young orchards, we find that the best way is to set out four rows of say, Newtowns, and then four rows of Spitzenbergs. By having the varieties alternate in this manner throughout the orchard, the pollination is effective. It is also convenient to harvest the two varieties when aggregated in this manner."

**Vancover to Get Red Cross Stamps.**  
VANCOUVER, Wash., Nov. 26.—(Special.)—Miss Beal, of Seattle, spent the day in the city making arrangements to have Red Cross Christmas stamps on sale here during the holiday season. The Clark County Public Health League will have charge of the local sale of the stamps.

**Medium Gets Two-Year Term.**  
DES MOINES, Ia., Nov. 26.—George Weigand, a professional "medium" who pleaded guilty yesterday to using the mails to defraud by representing that a fortune awaited him in England and that he needed money to help get it, was sentenced to two years in the Federal Penitentiary at Fort Leavenworth by Judge Smith McPherson in the Federal Court here today.

**Logger Dies From Injuries.**  
Terribly mangled by being run over by a logging engine near Kelso, Wash., Irving Bolland, a logger, was brought to this city yesterday afternoon and was taken to St. Vincent's hospital. His leg was amputated but Bolland was unable to survive the shock of the injury and amputation, and died an hour later. He was 19 years old.

## WANTED!

### GLOVE FITTERS First-Class Waist Maker

There's a certain solid assurance of values in OUR NECKWEAR that means comfort of mind and satisfaction in personal appearance. Our prices range from 25c to \$30.00 each.

**F. P. YOUNG**  
290 MORRISON STREET  
Between Fourth and Fifth



**Wanted!**  
Glove fitters and first-class waist maker. There's a certain solid assurance of values in our neckwear that means comfort of mind and satisfaction in personal appearance. Our prices range from 25c to \$30.00 each.

**F. P. YOUNG**  
290 MORRISON STREET  
Between Fourth and Fifth

**Wanted!**  
Glove fitters and first-class waist maker. There's a certain solid assurance of values in our neckwear that means comfort of mind and satisfaction in personal appearance. Our prices range from 25c to \$30.00 each.

**F. P. YOUNG**  
290 MORRISON STREET  
Between Fourth and Fifth

## MILLINERY

### CLEARANCE SALE

Smart, classy Trimmed Hats, large and small, black and colors. Regular \$6.00 to \$40.00. Hundreds to choose from, at JUST HALF

Also three big tables of extra specials as follows:  
LOT 1—Forty trimmed Hats, formerly \$4.00 to \$4.75, to go now at \$1.90  
LOT 2—Fifty Hats, formerly \$5.50 to \$6.50, while they last at \$2.75  
LOT 3—Forty Hats, regular \$7.00 to \$9.50; your choice at \$3.90  
New "Ding-a-Ling" "Fad" and other small severely tailored Little New York and London models. Regular \$10 to \$20, at \$4.95 LESS  
Immense stock dependable fur muffs, stoles, ties, shawls, etc. Regular \$2 to \$40, now \$1.45 LESS

**Fraley Bros.**  
THIRD AND SALMON

**A Seasonable Suggestion.**  
Without question of doubt a set of Globe-Wernicke "Elastic" Bookcases artistically arranged about the living room would prove a welcome Christmas gift to every member of the family. We carry sufficient stock of different styles to enable us to guarantee deliveries on time.

**GILL'S** Portland's Popular Book and Stationery Store  
THE J. K. GILL CO.—THIRD AND ALDER STREETS

**NEW CHINESE MEDICINE COMPANY OPEN**  
This Chinese doctor and pharmacist, of Wai Jing Chinese Herb & Root Medicine Company, in American born and a citizen. When 4 years of age he went to China with his parents and got a good education in the schools of that land. Obtaining the honors of Doctor of Medicine, he was permitted to practice in the Canton Medical College and to study the eminent physicians' prescriptions of centuries.

**S. H. WAI JING CO.**  
291 1/2 First, near Columbia.

# CREEPING, CRAWLING CREATURES WITH THE POWERFUL PULL

**15 to 20 Per Cent**  
is a fair estimate of the advance in prices in all lines of merchandise in the past five years. Glasses which then cost \$5.00 are now offered in bargain stores at \$1.00. Are you getting glasses cheap, or cheap glasses? Think it over, and you will come to the conclusion that the best is none too good for your eyes.

**DALLAS OPTICAL PARLORS**  
218-219 FAIRING BLDG., Cor. Third and Washington Streets, Second Floor. Take Elevator.