

AMERICAN COURT IN SHANGHAI IS ATTACKED

Contempt Sentence of Prominent Lawyer Sensation.

CASE IS NOW ON REVIEW

Attorney Demands Change of Venue on Grounds That Court Is His Worst Enemy.

SHANGHAI, Oct. 1.—Americans in Shanghai are intensely interested in the case of William F. Fleming, an American attorney and head of a law firm here, who, on July 28, was sentenced by Judge Charles S. Lobinger of the United States court for China to serve a sentence of six months in the American prison in Shanghai for contempt of court.

After having served 13 days his sentence was suspended by Judge Lobinger, pending review of the contempt proceedings by the ninth district United States circuit court of appeals of California, to which the case is being taken on a writ of error. Mr. Fleming gave bail to the amount of \$2000 when released.

The case has developed into a sensation in legal circles largely because it was upon representations by Mr. Fleming that President Harding, early in August, ordered an investigation of the United States court in this city. Mr. Fleming is a prominent figure in the financial world of Shanghai, senior member of the leading American law firms of the east and the case has involved an attack by Mr. Fleming upon the integrity of Judge Lobinger and upon certain officers of his court.

Mr. Fleming visited the department at Washington in the middle of the summer and it was understood, presented criticisms of the United States court here which have not been made public. Soon after his return from Washington to Shanghai he was arrested on a warrant charging him with criminal libel against Stirling Swenden, of Shanghai, a member of the law firm of Fowler, Kelly and Swenden, of the United States district attorney for China, was formerly a member.

At the preliminary hearing of the libel charges Mr. Fleming made charges against the various court officers and alleged that he was the victim of a conspiracy to injure him. Mr. Fleming repeated these charges

in part when arraigned before Judge Lobinger in the United States court, whereupon the judge took offense at the contempt of court and imposed the prison sentence. In controversy of these charges eight affidavits have been taken by the court and others accused by Mr. Fleming, all of which deny his charges against Judge Lobinger and the officers. Meantime the charge of libel remains undisposed of.

While the hearing was in progress the case was removed to the court of change of venue, alleging among other things that the judge of the court was his worst enemy, and arguing that the American legal procedure, he could not be tried fairly on a criminal charge by an enemy. Judge Lobinger, in committing him to prison, stated that he was granting the motion for a change of venue.

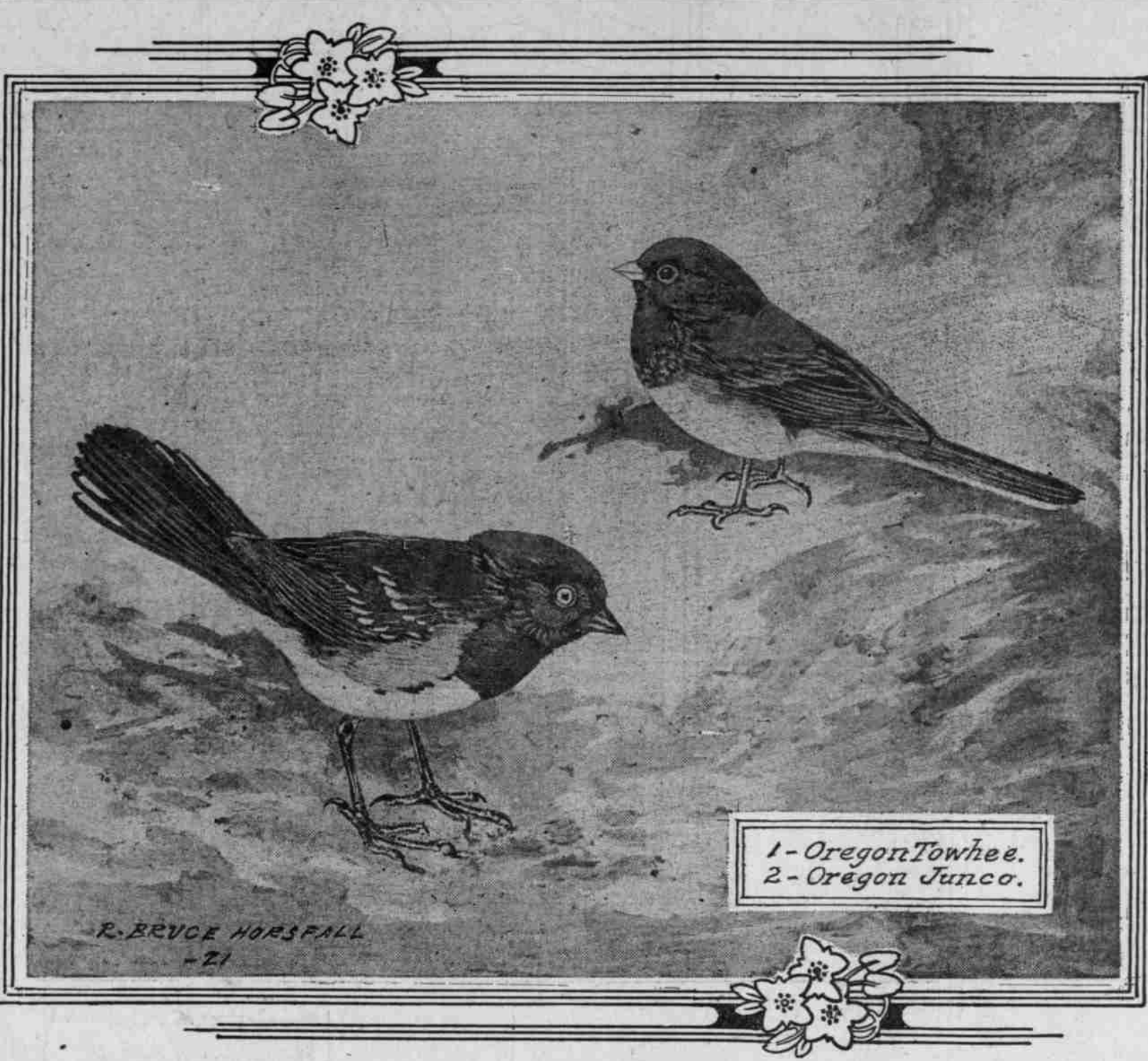
The herbageous perennials are vines which have permanent roots, but which die to the ground each season. The hop of commerce is a good example of the type; the clusters of hops make this vine particularly beautiful in the fall. Some of the more tender of this class have tuberous roots, which may be taken indoors in the fall. The Madagascan vine is one of these. It is a perennial which in flower and make a dense, though not very showy, bush.

The wisteria easily leads when it comes to the spring flowering vines, which are, of course, the woody perennials. In fact, it is inclined to resent much pruning. It is not grown for shade, but is useful for framing the veranda. The wisteria requires a deep rich soil, as it makes but few roots, which strike deeply. It does not do well in shallow soil. It requires plenty of light and a sheltered location where early frosts will not strike it. The first vine to bloom in the spring is the grape vine. The flowers appear before the leaves. The white jasmine is a late bloomer. It is a strong grower after it is once established, and the foliage and flowers are particularly attractive. Of course the grape would recommend itself to those with an eye to both utility and beauty. It makes a dense shade and is really a beautiful vine.

Honeyuckle Culture Easy. The Clematis is fastidious as to soil. There are many varieties, some early and some late bloomers. Not all are robust growers, and they are particularly sensitive to poor drainage. The various honeyuckles are good vines of easy culture. The trumpet vine is peculiarly adapted for trellising or rockwork without support. Polygonum is rather a new vine; it is a climber, and grows in the shade. The Kudzu vine is said to be the most rapid grower on cultivation; the foliage is large, and so it furnishes a dense shade. Ampelopsis is the general name for Japanese ivy, Virginia creeper and Boston ivy. These all have their peculiarities, but they are all climbers by means of little vacuum cups. Helix is the English ivy. It should not be grown about houses in our climate, but is evergreen, and so good for covering fences or old stumps or trees.

EARLY MORNING IN AUTUMN IS BEST TIME TO VISIT HAUNTS AND CULTIVATE FRIENDSHIP OF OREGON BIRDS

Towhee at That Time May Be Found Scratching Dry Leaves Beneath Gaudy Maple—Every Boy Knows Catbird by His Call—Juncos, Found Everywhere and Sometimes Known as Snowbirds, Are Friendly Lot.



This is the seventh of a series of articles on Oregon birds that are being printed in The Sunday Oregonian. Illustrations are provided by H. Bruce Horsfall of Portland, one of the greatest bird artists in America. The descriptive articles are supplied by Miss Mary E. Baker, instructor in ornithology at Pacific university and a member of several bird societies.

1-Oregon Towhee. 2-Oregon Junco.

are streaked with white and his tail has white feathers, too. Many people think he is much like a robin, since he is nearly as large and is somewhat similarly clothed. With a little care, however, he is easily distinguished, for the robin has no white on the breast nor has he a black head. Also, the towhee is usually to be seen on the ground, where he searches for his food seeds and bugs, among the leaves. Surely he is never so picturesque as when there are autumn leaves about him to set off his own color. The towhee is familiar to nearly everyone, for he is found in some variety, the whole country over. In some communities he is known as the chickin, in other the ground robin. Nearly every boy knows the "cat-bird," as he is sometimes called. The diversity of names is due to the bird's peculiar cry, which to different bird students seem to sound differently.

SPRIT FORCES OF EVIL DECLARED THE REAL FOES OF MANKIND

Nationalism, Race Prejudice, Greed, Narrow Individualism and Atheism Termed Giants Who Are Oppressing World—Christians Urged to Attack Them With Bold Hearts.

BY E. ALBERT COOK, Ph. D., Boston Divided at Central Presbyterian Church. We have to struggle, not with blood and iron, but with evil spirits. When you are dealing with a man—or a number of men—you are dealing with forces where the spirit is the master. It is the spirit that makes the body tremble or run away. When you attack him you attack his spirit. You have not conquered him until you have conquered his spirit. His spirit is the commander of his body. Or if it is a group of men, it is still the spirit which will lead them to the front. As long as the spirit of man or nation or race remains unconquered, you have still something to reckon with—something which may undo all the gains you have made.

against which we must struggle to the death. Another fallacy, twin brother of this first Philistine fallacy, might be called the fallacy of light. It is concerned with the laws of light and reflection. We know that things, visible objects, have no color, but that they reflect light of various colors. An object that reflects only red light, we call a red object. That which reflects all colors equally, we call white. The light has the color, not the object. Now this second strange fallacy is that people with skin which reflects a certain amount of color of light are superior to those whose skin reflects a different amount of color. Perhaps the worst case of this delusion is among people whose skin reflects all colors of light, making what we call white light. It is not a little extra pink or blue which makes a man better than all people whose skin reflects light differently, or less completely.

wait to be entertained and amused, pampered and carried about by others, with no task to call forth one's utmost energies, and no friends to make happier and sadder by your service—this life with all its pleasures and its joys are mine—sooner or later, and all human sorrows are my sorrow. Do you see how impossible it is for you to look out for yourself alone? You don't know what yourself is—until you realize that it is all humanity. You are not a person, you are a part of the world's greatest sea: "Whoever among you would be great—really great—let him be your servant"—let him serve with all his might, and every stroke of work shall make him greater.

quered and enslaved multitudes of your fellow men and are threatening the world with destruction. The weak and helpless of the world look trembling up to you. Will you fight for faith or will you fight for the true Christians, tall strong spirits, and hurl back their defiance in their teeth. Attack is Urged. Choose your five smooth stones out of the brook of truth, that you may smite the giants of the world with five great false ideas. And these shall be your stones: first, the stone with which to attack nationalism—I will smite the evidence of the narrow country that shall most serve all humanity; secondly the stone with which to smite race-prejudice—I will allow for equality, suspicion or contempt in my mind against any man because of the color of his skin, the shape of his features, his nationality or his language; third, the stone that will kill greed—I will seek true greatness in the evidence of the increasing power of goodness and truth in the present, and in the urge of all men to noble and great and Christian-like within me. Fallacies Are Traitors. Put these five stones in your wallet and sling them with all your might and skill against the champions of the spirit-forces of evil. For we have to struggle, not with blood and flesh, but with the spirit-forces of evil. If there were any great nation on earth which had consistently listened to these five spirit-claims, it would become, within a generation, the conqueror of the world. But there is no savior free of us from them. They are the arch-traitors, whispering into the ears of the nations and of our minds. They are reaching out after the immense forces which characterize the new age. And if these traitors gain control of these forces they will destroy the human race, body and soul, and where now are sunny, cheerful and confident children, there will be devastated earth, barren plains and smoldering rubbish heaps of brick and stone and a ghastly graveyard, horrid, battle-ravaged stretches of blood-soaked earth, with drying bones and rotting, unburied flesh of what once was man. And the world will whistle and howl in mockery over the cinders of the fools who once had a beautiful earth and a chance to make it into a glorious heaven, but perished because they would not open their eyes and strengthen their arms against their only real enemies, the spirit-forces of evil.

WOLCANE ERUPTION IS EXPECTED SOON

Kilauea Likely to Overflow for Publishers.

MOLTEN LAVA LAKE RISES

Lava in Crater Is Rising Rapidly and Strange Sights Are Being Seen at Hill.

HILO, Island of Hawaii, T. H., Oct. 1.—One of the world's greatest spectacles of nature—demonstrations of volcanic activity by Kilauea volcano on this island—will very possibly be unfolded before the eyes of delegates to the forthcoming World's Peace congress sessions in Honolulu in October, according to L. W. deVries-Norton, secretary of the Hawaiian Volcano Research association and an authority on the Hawaiian volcanoes.

The lava column within the vast fire-pit of Kilauea has been rising steadily, according to reports from the Hawaiian Volcano observatory on the rim of the great crater directly overlooking the volcano. The molten lava lake within the great fire-pit are increasing their area so rapidly that the shoals and lava rock islands which were conspicuous objects upon the lake's surface are disappearing one by one as the molten flows overwhelm them.

The itinerary for the press conference which will be held here on the evening of October 12, and it has been arranged that the next three days will be spent by the delegates at the volcano among the wonders of America's latest national park. All indications point to a culmination of the volcanic activity about that time, the observatory reports, and if these conditions materialize the delegates will witness a scene of volcanic activity of a magnitude and brilliancy, Mr. deVries-Norton says.

Many strange things are transpiring in connection with the rapid upward sweep of molten interior of the earth within the vent of Kilauea, Mr. deVries-Norton said. A gigantic mass of rock is being forced steadily up from the depths and is already reaching its great high above the white hot torrents that lap its base. The continuous movement and vibration of this great mass is causing heavy avalanches to rush down its sides. The result is that it has collected the form of an extremely sharp pinnacle towering high above the lake.

FAIR TO BE DEDICATED

Linn County Exercises Are to Be Held Tuesday Morning.

ALBANY, Or., Oct. 1.—(Special.)—Dedictory exercises of the new Linn county fair ground at this city will be held on the opening day of the fair next Tuesday morning. The grounds, here were purchased last year and most of the buildings erected then, but because of excessive rains, they have not been properly drained, the fair was postponed so they will be used for the first time next week.

Frank J. Miller, ex-chairman of the state public service commission and ex-president of the Albany chamber of commerce, will be chairman during the dedicatory exercises. Samuel M. Garland of Lebanon, ex-state senator from Linn county, will make the dedicatory address. He is a member of the board of directors of the fair association. W. W. Polard of Sheeh, president of the Linn county farm bureau and also a member of the board, will also speak. Musical numbers will be interspersed with the talks.

COWBOYS ON LONG RIDE

Trip to New York to Be Made as Result of Wager.

BUFFALO, Wyo., Oct. 1.—Three Jackson Hole, Wyo., cowboys are on their way to New York City from Yellowstone to make a long horse race, the object being to win a wager which contains novel terms. The terms of the wager require that the contestants, after the usual costume, travel the entire distance on horseback and reach New York not later than January 1, 1922. The contestants are two cowboys, one of whom is a professional horse trader, but they must not buy tobacco. Horse trading is the only business which they may engage in while on the ground, and they are forbidden to sell anything but their own horses. The group consists of E. T. Meers, known as Wild Horse Sam; D. M. Steel, known as Flap Jack Steel, and H. E. Leslie, whose nickname is Mulligan Peter.

These immense forces of the new age in which we live, in the existence of immense forces which have become available for man's use. One man's hand may open the valves that will set in motion an engine exceeding the power of 50,000 horses, and one man's arm may turn the wheel that guides the passage of a city of 10,000 inhabitants across the ocean—or, if that arm move wrong, against the iceberg or on the reef. And one man's finger may press a button and explode a mine which will level his neighbor's dwelling and awaken action. And then there are great organizations of men under control, voluntary or involuntary, of a few leaders.