

ARBUCKLE JURY IS KEPT AT TASK

Court Refuses State's Plea for Dismissal.

24-HOUR SITTING FRUITLESS

Judge Indicates Balloting May Last Over Monday.

STRAIN SHOWS ON ACTOR

Verdict May Be Returned at Any Time Under Law, Says Court, Even on Holidays.

SAN FRANCISCO, Dec. 3.—Judge Louderback, trial judge in the manslaughter trial of Roscoe C. (Fatty) Arbuckle, today refused a request of the prosecution, to dismiss the jury, which has been deliberating on the case since 4:15 yesterday afternoon. The dismissal was asked for on the ground that the jury was "tired out and that it would be coercion to keep them balloting further."

The judge ordered the jury taken to dinner and returned to the courtroom at 3:30 P. M.

The prosecution's request came after the jury had been out more than 24 hours without an indication that it had reached a decision of any kind.

The judge said that in the event there is no decision tonight, he would go to court at 10 A. M. tomorrow and decide at that time whether the balloting should be continued tomorrow or Monday.

The jury had failed to reach a verdict at that hour. The restlessness of counsel, court officials and spectators was somewhat apparent at that hour. The time of actual deliberations was up at 4 P. M.

Crowd Gradually Grows.

District Attorney Matthew Brady did not appear in the court room during the day. A portion of the day, however, he spent in his offices on the floor above the courtroom. The crowd in attendance started from a mere handful and grew until the courtroom and the surrounding corridors were filled. Despite the dragging hours the crowd clung to the little courtroom expecting momentarily the rap on the juryroom door that would announce the return of the jurors to the court.

Arbuckle's mood changed throughout the day, but it could be seen plainly that the strain was telling on him. He spent most of his time chatting with counsel and other friends.

Late in the day Stephen E. Hopkins, the thirteenth, or alternate juror, who was excused when the jury retired to deliberate yesterday, appeared in the courtroom and was greeted with handclapping after a ballist jokingly announced his presence in a loud voice. Hopkins and Arbuckle shook hands and chatted a few minutes together.

Defense Grows Impatient.

Defense counsel remained in the courtroom throughout the day and Mr. McNab expressed his impatience on more than one occasion. He said he had been reliably informed that the jury stood 11 for acquittal to one for conviction and that the one juror who was "holding out" was a woman. He expressed the opinion that the jury would not return its findings until Monday.

The report that the jury stood 11 to one for acquittal persisted throughout the day, although there was another report that the balloting had switched to nine to three for acquittal. The jury caused somewhat of a flurry at the noon recess when it announced that it was ready for lunch and then paused to take another ballot. This ballot was as ineffective as the 16 which was said in (Continued on Page 2, Column 1.)

GERMANY WOULD PAY WITH RUSSIAN TRADE

CONSORTIUM WITH ALLIES IS SUGGESTED BY FINANCIER.

Profits to Be Made by Commerce With Soviet Would Be Used to Meet Reparations Demands.

PARIS, Dec. 3.—(By the Associated Press.)—Germany's latest plan for meeting her reparations obligations includes formation of a consortium for economic exploitation in Russia to be participated in by Germany, France, Great Britain and the United States, according to an article published today by the Journal des Debats. The newspaper declares this is the plan on which Hugo Stinnes, German industrial magnate, and ex-German Minister of Reconstruction Rathenau have been negotiating in London.

As outlined by the Journal des Debats, the plan includes these stipulations:

The United States, England and France would supply Germany with capital necessary to transport raw materials sufficient to assist a German monopoly in supplying Russia with manufactured products. The Russian industries would be restricted to the production of raw materials sufficient to repay Germany for the manufactured products transported into Russia. Profits thus realized in Russia would be divided among members of the consortium to insure the payment of Germany's war reparations. Meanwhile, Germany would be allowed to benefit by a moratorium, permitting a test of the above plan.

FREEZING STOPS FLOOD

Danger of High Water as Result of Storm in King County.

SEATTLE, Wash., Dec. 3.—Freezing temperatures in the foothills and lowlands caused flood waters in all the valleys of King county to recede rapidly last night and practically averted all danger from floods, according to reports to County Engineer Beaman today.

The White river at Kent, south of here, where floods occurred Thursday and yesterday, was again within its banks this morning, but back water still covered to a depth of several feet portions of the valley highways between Kent and Auburn.

GRIDIRON IS DEFENDED

Charge That Football Produces Profanity in Players Denied.

BOSTON, Dec. 3.—J. J. Tigert, United States commissioner of education, speaking today before the Massachusetts Teachers' federation, defended the gridiron against charges that it is productive of much profanity among the players.

Mr. Tigert, who acted as an official at the Harvard-Centre game, asserted that in this contest not a word was spoken which could not have been spoken with propriety in the presence of the players' mothers, sisters and sweethearts.

FUR TRADER LOST LIFE

Frozen Body Found When Dogteam Reaches Portage Unattended.

THE PAS, Manitoba, Dec. 3.—Return of a dog team, unattended, to Cranberry Lake Portage, Manitoba, led to the discovery of the body of Evan Richard, a fur trader, in the bush 75 miles north of here.

Richard is reported to have been taken from the portage and is believed to have become exhausted and lain down to sleep without covering. He had frozen to death.

OCCASIONAL RAINS BILLED

Normal Temperatures Will Prevail for Week, Says Forecast.

WASHINGTON, D. C., Dec. 3.—Weather predictions for the week beginning Monday are: Northern Rocky Mountain and Plateau Regions—Temperature near or above normal and generally fair except for occasional rains or snows west of divide.

Pacific States—Normal temperature, occasional rains.

SHIPPING BUSINESS OF CITY IS ACTIVE

19 Vessels Loading and Discharging in Harbor.

FRESH FRUIT IS EXPORTED

Foreign Vessels Predominate in Portland's Trade.

COPRA IS UNLOADING HERE

Large Volume of Commerce Handled by American, Japanese, British, Norwegian, Danish Craft.

Nineteen ocean vessels, actively engaged in foreign and noncontinuous coastwise traffic, were in Portland harbor yesterday, loading or discharging their cargoes at the docks between the Morrison bridge and municipal terminal No. 4, or preparing to load. The fleet included eight American vessels, six Japanese, two British, two Norwegian and one Danish, and is typical of the tonnage carrying Portland's imports and exports. The number of deep sea vessels in port for many months past has hovered between 15 and 25, rising as one flock of carriers arrived and falling as another group departed.

Five Are Shipping Board Craft.

Of the eight American vessels here yesterday, five were big steel shipboard steamers engaged in the oriental trade. These were the steamer Coaxet, unloading copra at the plant of the Portland Vegetable Oil Mills company, and the steamers Vinita, West Cayote, West Kader and West Nomentum newly arrived from Asiatic ports with inward freight. Besides these five, the steamer Willsoff, an intercoastal freighter, which arrived Friday night with general cargo from the Atlantic, was reloading for the return trip. Two sailing vessels were numbered among the American foreign traders in port—the six-masted schooner Oregon Fir and Oregon Pine, both of which are under charter to carry cargoes of lumber to the orient. The Oregon Pine was loading at terminal No. 4 and the Oregon Fir awaiting her turn at the port drydock to be cleaned and painted in readiness for the voyage.

Fresh Fruit Exported.

The six Japanese steamers in port were without exception loading cargoes of wheat, flour, lumber and other commodities purchased here by the Japanese. Every one of the six will take a capacity cargo from the Columbia river to the orient.

Unusual interest attaches to the two vessels flying the British flag in Portland harbor because both are taking fresh Oregon apples to Europe in their refrigerated holds. The direct exportation of fresh fruit in this manner from Portland has come about only within the last few months. The two Britishers are the Woodara and the Nebraska, both loading at municipal terminal No. 4.

Norwegian Vessels Here.

The two Norwegian vessels in Portland harbor yesterday were the Erviken, here for a cargo of grain, and the Niels Nielsen. The latter is one of three such steamers chartered by Dant & Russell on a year's contract to carry lumber from Portland to Japan and China. She is loading at the Southern Pacific open dock below the Burnside bridge.

The lone Dane in port, the motorship Chile, brought a large shipment of glass from Antwerp, and having discharged this cargo is now loading lumber for the orient.

A general idea of the volume of commerce handled by the vessels calling at Portland may be gained from a review of a week's arrivals and departures in the offshore trades as recorded in the files of the customs (Continued on Page 2, Column 1.)

ATTACK PREVENTED BY HUGHES' SUCCESS

BOMB FAILS TO GO OFF AT ARMS PARLEY.

Country Declared to Be Deeply Impressed, Especially by China-Japan Negotiations.

THE OREGONIAN NEWS BUREAU, Washington, D. C., Dec. 3.—(Special.)—This week's developments in the arms conference have been more important for what did not happen than for what actually took place. While it is a fact that notable progress has been made in the last few days, both of the issues involved in the naval holiday proposal and in the settlement of the far eastern question, the setback received by the opponents of the conference is the outstanding event.

Guns that were to have roared today in bombardment of the Harding conference were silent and the reason was that on every hand it had to be admitted that no statesman who regarded his political future as worth the time to come to the conference had not deserted but the charge failed to explode. Press representatives who awaited outside the door of a certain great statesman were told that he would have nothing to say today and probably at no time.

The reason that this breakdown in the opposition plans occurred, it became known, was that incidents of the last few days proved that Secretary Hughes had scored new successes and that results so far announced had impressed the country deeply.

The enemies of the conference thought they had found an issue a few days ago when somebody evaded the dull-day story that Harding schemed to bring about an association of nations. The story gained wide currency and soon brought to the aid of the opposition all those brave and bellicose statesmen who are irrefragably opposed to hands across the sea, though protesting their antagonism to war of any kind unless it would be with England.

Neither President Harding nor Secretary Hughes went to the trouble to deny the story at once, but a member of the American delegation denounced it in private conversation as ridiculous. This delegate said that neither the president nor Secretary Hughes had ever mentioned such a proposal as an association of nations in their talks with the delegation and that he felt sure no such proposal was considered. Furthermore, this delegate added, President Harding had not attempted to dictate the course of his representatives in the conference.

In his speech at the opening of the parley, he voiced America's aspirations but has left the details to be worked out by Mr. Hughes, Mr. Root, Lodge and Mr. Underwood. It was said, in the president's behalf, it is pointed out that he has purposely avoided any interference with the work of American members of the conference, trusting it to them to get the desired results.

The announcement that China and Japan had been brought together in negotiation of itself created a profound impression, and in every other move there has been evidence that the energy and push that characterized his introductory remarks at the first session of the parley.

Leading democrats avoided any criticism whatsoever of the conference, regarding it as non-partisan with the democratic leader of the senate, Mr. Underwood, sitting in on all the deliberations, and participating in the discussions.

BOTH HANDS CRUSHED

Widow With 4 Children Crippled for Life in Laundry.

SILVERTON, Or., Dec. 3.—(Special.)—A Mrs. Amstead, of Mount Angel was brought to the Silvertown hospital after a serious accident in a laundry where she was working in a mangle, and lost both hands.

Mrs. Amstead is a widow with four children. At present the oldest son, a lad of 17, is trying to find work at Silvertown.

BRITISH PROPOSALS REJECTED BY EGYPT

MILITARY DISPOSITION IS DECLARED OCCUPATION.

Plans for Abandonment of Protectorate Are Not Considered Satisfactory by Delegation.

LONDON, Dec. 3.—(By the Associated Press.)—A British government "white paper" issued tonight regarding negotiations with an Egyptian delegation on the abandonment of the British protectorate over Egypt, shows that the Egyptians rejected the proposals of Lord Curzon, foreign secretary, chiefly owing to the military provisions.

The copy of the Egyptian delegation statement made today by Colonel Burget, following the protest of O. W. R. & N. officials that the investigation which was held Friday afternoon was public.

"Wasco county officials knew nothing of the investigation to fix the responsibility for the wreck, held yesterday afternoon by the interstate commerce commission inspectors until after the hearing was over," Coroner Burget said this afternoon.

"Francis V. Galloway, district attorney; Attorney Bradshaw and I were in my office at about 9 o'clock Friday evening, when General Claim Agent Wilson came in and told us of the meeting in one of the private cars," said the coroner. "We all went over. The inspectors were eating. At about 10 o'clock H. H. Corey, commissioner, and C. H. Packer, engineer, of the Oregon public service commission, arrived. We indulged in general conversation until about 12 o'clock. No evidence was taken at this time.

"The interstate commerce commission inspectors promised that they would send me a copy of the testimony taken at their hearing in the afternoon. I agreed not to hold an inquest until after the copy had arrived. Then, I agreed, I would give this copy to the jury, which was empaneled and sworn in Friday, and allow them to base their verdict upon it. The jury can, however, if it sees fit, call additional witnesses and take additional testimony. The copy of the testimony then will be filed in the courthouse."

According to information released today, however, Conductor Allison of train No. 12 is understood to have shown, by his own admissions, that he departed from the junction at the south end of the Spokane, Portland & Seattle bridge without specific orders from the dispatcher's office in The Dalles.

Conductor Gets No Order. From questions by the inspectors and head officials of the system, as shown in a transcript of the evidence, Conductor Allison had admitted that, after leaving the North Bank bridge, he did not descend from his train and telephone the dispatcher before leaving for the east.

Pilot Conductor Clark testified that he talked with the dispatcher's office in The Dalles, when it was discovered that No. 12 was heading west from Biggs on the east-bound main while No. 12 had just pulled out on the same track east bound.

The dispatcher asked Clark, the latter testified, if he could stop No. 12 and he replied that it was too late.

A few minutes later word went over the wire of the collision, which was about 1700 feet east of the block at the east end of the Cello yards.

Allison Follows Precedent. The reason for going on through, Allison said, was because on the previous trip made by detour over the (Continued on Page 2, Column 1.)

FEDERAL AGENTS PROBE BIG CRASH

Investigation Made by Commerce Body.

SECRET INQUIRY IS MADE

Officials of Wasco County Are Kept in Darkness.

CAUSE OF WRECK CLEARS

Conductor Allison of Train No. 12 Said to Have Admitted Not Asking for Orders.

THE DALLES, Or., Dec. 3.—(Special.)—Inspectors of the interstate commerce commission held an investigation of the wreck which occurred at Cello Thursday, with a death toll of at least seven lives, to which Wasco county officials were not invited, was the statement made today by Coroner Burget, following the protest of O. W. R. & N. officials that the investigation which was held Friday afternoon was public.

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34 AUTOS RESCUED FROM HIGHWAY SNOW

STEAMER J. N. TEAL BRINGS MACHINES TO PORTLAND.

25 Owners Busy Since Monday Getting Cars to Cascade Locks for Shipment.

When the steamer J. N. Teal docked at the Taylor-street dock last night it had aboard 34 motor cars which had been snowed in at Eagle Creek, on the Columbia river highway and 25 of the happy owners. The steamer went yesterday to Cascade Locks, where the cars had been taken, and there loaded them aboard.

Since last Monday the 25 car owners, helped day and night by Albert J. Wesendanger, forest ranger, had been digging out the cars and taking them to Cascade Locks. The work proved very difficult.

After the cars were dug out of the ice and snow it was necessary to cut out 1500 feet of drift and immediately after to lay out a path 450 feet long on top of a drift. It was then comparatively easy to tow the cars which could not go under their own power into Cascade Locks.

"We left five cars whose owners we did not know at Eagle Creek," Ira Reynolds, one of the car owners, said last night. "None of the cars was stripped, and considering the weather, they were in good shape. There are now no cars on the highway between Eagle Creek and Cascade Locks, and very few left anywhere on the highway. Twelve of the cars dug out were owned by men from other states than Oregon."

LEAGUE IS GOING CONCERN

Arms Conference at Washington Is Not Considered Rival.

ROME, Dec. 3.—Sir Eric Drummond, secretary-general of the league of nations, addressing the press club today, asserted that the league was still in existence and that its usefulness had been proved by the solutions of the Albanian, Silesian, Lithuanian and Aaland islands questions.

Alluding to the Washington conference, he said: "I know too little of what has been done at the Washington conference to express any definite opinion, but it is clear that the conference cannot and must not be regarded by the league's supporters as a rival."

OREGON LOANS APPROVED

Farm and Livestock Advances of \$6,500,000 Agreed Upon.

WASHINGTON, D. C., Dec. 3.—Approval of advances aggregating more than \$6,500,000 was announced today by the war finance corporation, agricultural and livestock loans of \$6,420,000 were distributed among 24 states, including Nebraska, Colorado, Arizona, New Mexico, Oregon, Iowa, South Dakota, Idaho, Utah, Nevada and Texas.

The corporation also announced that a new livestock loan company had been established in Montana with an authorized capital stock of \$500,000 and will be doing business within ten days.

FIRE INSPECTION HELD

Horace Sykes, Portland, Makes Suggestion for Fossil.

FOSSIL, Or., Dec. 3.—(Special.)—Horace Sykes, deputy fire marshal of Portland, has made an official visit to the Fossil public school and addressed the different grades from the first to the eighth.

He made a minute examination of the school building in regard to fire prevention and safety. He made several suggestions to the school board regarding improvements to the building.

Fall Crops in Good Shape.

WASHINGTON, D. C., Dec. 3.—The fall-sown cereal crops of the northern hemisphere are generally entering the winter in a fair to good condition, with the exception of some areas where drought has followed seeding and germination, according to reports today to the department of agriculture. (Continued on Page 4, Column 1.)

\$330,000 IS SLICED FROM CITY BUDGET

Tax Body Adds \$70,000 to Estimated Income.

SALARY SCHEDULES NEXT

Reductions in Pay Expected to Result Tomorrow.

SURVEY IS COMPLETED

Everything Except Personal Service Already Considered—Police Bureau Curtailed.

RESULTS GAINED BY TAX SUPERVISION COMMISSION ON PORTLAND BUDGET.

Made total cuts in the budget amounting to approximately \$330,000.

Added \$70,000 to estimated revenue, taking this amount from city's tax levy.

Cut \$22,000 from budget of the police department and recommended adoption of new patrol system.

Slashed \$65,000 from fire bureau budget, eliminating proposed purchase of three new pumps.

Reduced 1922 improvement programs to \$1,550,000 and cut about \$22,000 from budget of the department of public works.

Salaries of city employees to be considered at session tomorrow.

Approximately \$230,000 was slashed from the budget of Portland by the tax supervision and conservation commission and \$70,000 was added to the estimated receipts of the city, bringing about a total reduction of \$400,000 in the sum to be raised by taxation. This was accomplished in a session which began on Friday and was concluded yesterday.

Tomorrow the commission will begin consideration of salary schedules—and it is practically certain that some reduction will result. The commission has completed the survey of the entire budget with the exception of personal service.

Overestimate Is Eliminated. When the city's budget was filed with the commission, the requests made for expenditures for 1922 were about \$183,000 in excess of the amount that can be raised by the 11 mills authorized by the charter and the voters of the city. Not only has the tax commission eliminated this overestimate, but it has trimmed the budget about seven tenths of a mill in addition.

The large cuts included \$72,000 in the police department, \$52,000 in the department of public works and about \$65,000 in the bureau of fire.

While the commission is not empowered to dictate to the city as to how money shall be spent, having only power to curtail budget amounts and the tax levy which is made for municipal purposes, in making the reduction in the police department it outlined a new patrol system which could be adopted as the means of cutting the expense of the bureau. If this is not done, the police department can rely solely on a curtailment of forces.

Booth System Recommended. The patrol system recommended by the tax body, and which was said to have the approval of Chief of Police Jenkins, is known as the booth system. It would provide for a foot patrol on the west side of the river, except in South Portland, Fulton and Willamette Heights, where booths (Continued on Page 4, Column 1.)

CARTOONIST PERRY'S IMPRESSIONS OF SOME RECENT NEWS SUBJECTS.

