

PARAMOUR IS FREED IN PATERNITY CASE

Court Finds That Child Is of Legitimate Birth.

APPEAL TO BE TAKEN

Professor Tierman Denies That Reconciliation With Wife Has Been Effected.

SOUTH BEND, Ind., Sept. 29.—

Harry Poulin, haberdasher, charged by Mrs. Augusta Tierman with being the father of her third child, was found not guilty in city court here today.

Judge C. L. Ducomb made it plain in his comment that he found the defendant "not guilty" in the strict sense of the word. He said that he believed there had been intimate relations between Mrs. Tierman and Poulin. The fact, however, that Professor Tierman had lived with his wife throughout the entire affair created the reasonable doubt that made it legally compulsory to find for the defendant.

A report sent out from this city this morning that Prosecutor Jellison would file perjury proceedings against Harry Poulin was branded by the state's attorney as untrue.

Report Is Denied.

"I have made no such decision," Prosecutor Jellison said. "There is no foundation for such a report. The only action to follow this case, so far as my mind now stands, will be an appeal to the higher courts."

Professor and Mrs. Tierman will not become reconciled, according to plans announced by the professor today, following the decision in the paternity case.

The beginning of a permanent separation will take place late today or Monday, when Professor Tierman will take his wife and three children to Bronson, Mich., where Mrs. Tierman will make her home with her mother until she decides upon her future. That Mrs. Tierman is being allowed by Professor Tierman to take the children with her is due, he said, to his sympathy for his wife. Later, it is understood that the children will be placed in a school.

Mrs. Tierman, who fainted as she left the courtroom, is stunned over the decision, as is her husband.

Life Declared Hell.

"I believe," he said, "that had we disclosed the affairs of our household as they really have been during the last year, a different verdict would have been reached."

"We have been in a living hell," he said, "but this fact we withheld from the court and public."

Harry Poulin was brief in his statement: "Just what I expected," he said. "He would make no other comment."

Judge Ducomb in his ruling said the case had been of the "most sensational character and had shocked the moral sense of the court as well as the entire community."

"I regret this incident of my life that I was compelled to give the time in the trial of such a degrading nature."

"There are two views by which to consider this case. One is of 'immorality' and the other is Harry Poulin, the father of this unfortunate child. The public is looking upon this case purely from an immoral standpoint and is endeavoring to place the blame either upon the mother or the defendant for the notoriety and shame that has befallen the families of these parties and our community. The court is of the opinion that the only really innocent party of the case is the mysterious baby who has been foremost in the mind of the court during the entire trial. But in the clamor and cries of the public the child has almost been forgotten."

Case Is Reviewed.

Judge Ducomb then at some length reviewed the facts in the case and continued: "There are two undisputed facts in this case. First that there was a baby boy born on the 28th day of November, 1921. Second, that the relatrix, Augusta Tierman, is the mother thereof. The remainder of the marital facts are in direct conflict."

"The case must either stand or fall on the testimony of the relatrix, and it might be well for me to say that the court, in substance, in general, believes the testimony of the relatrix. Her story in reference to the conduct between Harry Poulin and herself is the most reasonable to believe, and no woman or witness could take the stand and unfold to this court a story as told by Mrs. Tierman and be wholly unbelievable."

Paternity Is Considered.

"When the child was begotten, which was somewhere between February 10 and March 10, 1921, the relatrix was living with her husband in the same home. I may ask here why was it that the husband, a man of wisdom and a professor of law in a university, never doubted that he was the father of the child until his wife told him on January 9, 1922, when the child was born less than eight months after the relatrix testified that she returned to him."

"The evidence shows that the relatrix's conduct with Harry Poulin was of the most licentious nature. Their conduct when together was of the most degrading nature and carried into effect in places unbecomingly and hardly believable of a mother. Such conduct on the part of the relatrix should be considered by the court in determining the weight of her testimony."

"The child is not illegitimate until so decided by the court."

Child to Be Considered.

"The court believes it is its duty when possible to do so under the evidence and the law to save said child from any further disgrace. There can be nothing further done to the two families involved in this controversy. This court will not be a party to any additional act or judgment which will bring this child into any further disgrace in the moral sin of the mother."

So, therefore, in considering all that the paternity of the child is too much in doubt to warrant the court in fixing it upon the defendant."

Defendant is discharged."

REPORT ON CARS ASKED

Washington Wants Railroads to Give Data on Distribution.

OLYMPIA, Wash., Sept. 29.—(Special.)—Daily and weekly reports on freight car supply and distribution of all common carrier railroads in the state, beginning Monday, were requested by the department of public works today. The reports are to cover the western divisions west of the Montana gateways and are desired in view of the serious car shortage on western lines.

The daily reports asked are copies of the daily car reports to superintendents of transportation, showing exactly the car supply and its location. The weekly reports are to cover the interchange of cars with each of the lines separately designated. From the Milwaukee, Great Northern, Northern Pacific, Oregon-Washington and Spokane, Portland & Seattle roads a weekly statement of distribution of cars to lumber and single mills, showing name of shipper, location, daily capacity in cars and number of cars furnished in proportion to the number ordered is asked.

Special Sleepers Provided.

Special sleepers for Eugene from the Southern Pacific company yesterday, leaving southbound, at 11 A. M. daily, and leaving Eugene northbound, at 3:28 A. M. Cars will be made up for occupants at each terminal at 8:30 P. M.

Traffic Official Coming.

J. G. Woodworth, vice-president in charge of traffic of the Great Northern Railway company, accompanied by a group of rail officials, is expected to reach Portland today for a few days' visit. He has been on Puget sound the past week.

DIRECT LINE TO OLYMPIC PENINSULA ORIGINAL PLAN

Gap On Railway Leading Southward From Port Townsend Is Left Uncompleted for Thirty Years.

PUGET SOUND BUREAU, Seattle, Wash., Sept. 29.—The recent effort of James Fullerton of Port Townsend to interest the Portland Chamber of Commerce in a direct rail connection with the Olympic peninsula, in the northwest part of this state, recalls the historic fact that this was the original purpose when the first rails were laid leading southward from Port Townsend.

That was a good many years ago—in 1888 or 1889. The Port Townsend Southern Railway company had been incorporated under auspices closely identified with Union Pacific interests. The ceremony of driving the first spike, at a point in the outskirts of Port Townsend, was attended and the undertaking given official sanction by the late H. W. McNeil, then president of the old Oregon Improvement company. The route had been fully surveyed and mapped from Port Townsend to Olympia at the head of Puget Sound, running a considerable part of the distance along the great side of Hood canal; and from Olympia to a junction with the Northern Pacific tracks at Tenino.

Gap Not Long. This was the inspiration of the big real estate boom at Port Townsend, the only boom that city has ever enjoyed. Construction was started in 1890, and within a year abbreviated trains started running between Port Townsend and Quilcene, where they came to tide-water. The line was built between Tenino and Olympia, and in more recent years the work was dropped more than 30 years ago.

The unfinished gap between rail ends at Quilcene and north of Olympia represents no great distance. Since the day when the Port Townsend Southern was completed to those points many hundreds of miles of rails have been laid in all parts of the state, and trains run in every direction. But the Port Townsend Southern remains unfinished just where the work was dropped more than 30 years ago.

Tenino Cut-off Operated. After a lapse of time the prospectors fell to the control of Northern Pacific interests. The Tenino cut-off to Olympia has been operated continuously, and for a long time a single engine and combination freight and passenger car made daily trips between Port Townsend and Quilcene for the benefit of residents in the fertile valley through which the road passes.

When the Chicago, Milwaukee & St. Paul entered the northwest, along about 1905, its interest was attracted to the undeveloped possibilities of the Olympic peninsula. It soon came into control of large land and timber holdings in that region, took over the Port Townsend-Quilcene line, and in more recent years gave it an extension to the westward from Port Townsend to Port Angeles, fronting directly on the Straits of Juan de Fuca. Since then regular daily trains operate between Port Townsend and Port Angeles, connecting with a daily service between Port Townsend and Seattle.

This is the only practical connection that the whole northern portion of the state, lying west of Puget sound, has with the rest of the world. The Olympic highway, running around the head of the sound by way of Olympia, gives the region an outlet for motor vehicle traffic; but this will never serve the aspirations of the people for development and expansion.

Two big counties are embraced in this region—Clallam and Jefferson. Together they occupy the entire area between Puget sound and the Pacific ocean, with the Straits of Juan de Fuca passing along the coast. There are 1735 square miles in Clallam county with 11,658 of population by the last census, and a total assessed valuation of \$34,121,770. Jefferson county embraces 1805 square miles, with a population of only 6527, and an assessed valuation of \$17,101,971.

Much of the splendid timber of the Olympic forest reserve; but much more stands outside the reserve limits. There is plenty of room for agricultural effort, but the incentive of a convenient market is lacking. The mineral possibilities of the Olympics have never been fairly explored. An abundance of iron and of copper is said to have been indicated. Oil seepages are plentiful all along the coast toward the ocean. Some drilling has been done without important results thus far; but the investigation has been piecemeal and the results are inconclusive. The region has been held back by its enforced inaccessibility. Yet there are only 40 miles or so of rails to be laid to open it up for development.

In the original plan to make Port Townsend a rail terminus there wasn't any particular hostility toward the other cities of Puget sound. The route was laid southward, in a general direction of Portland, because that was the natural and only feasible route. No other route is possible that does not involve the crossing of some times turbulent waters of the sound. The Olympic peninsula, with all its potentialities for development and wealth, has been lying out of doors for a long time, waiting for someone to come along and make the most of it.

TWO IDENTIFY SUSPECT

Trial of Alleged Tong Slayer at Astoria Adjournd.

ASTORIA, Or., Sept. 29.—(Special.)—The trial of Charlie Sing, also known as Louis Fat, a Hip Sing tongsman, on a charge of murdering Held You, a Chinese groceryman, June 10, which has been in progress before a jury in the circuit court during the past three days, was adjourned shortly before noon today until Monday morning, when the hearing will be resumed, and the state will complete its case.

The features of the trial today was the introduction of two white witnesses, Miss Mildred Ringstead and William S. Joblan, who saw the shooting and who positively identified the defendant as one of the assassins.

Road to Be Finished Soon.

ABERDEEN, Wash., Sept. 29.—(Special.)—The new pavement to the Thurston county line now being completed within the next few days, provided the weather permits the pouring of cement. The sub-grade has been laid, and the hauling of gravel by truck and Superintendent Sanderson is arranging to unload a couple of cars of cement by use of a locomotive crane, which will lift the cement from the cars to the grade.

HEPPNER RODEO IS OVER

EASTERN OREGON FETE ATTENDED BY 4000. Deb Belinbroke Wins Championship of Morrow County in Bucking Contest.

HEPPNER, Or., Sept. 29.—(Special.)—With a total attendance of more than 4000 persons, Heppner's first annual three-day rodeo closed tonight with the city crowded with a tired but happy throng. Bad horses and good riders featured the programme every day of the meeting, and in the bucking contest finals this afternoon Deb Belinbroke won the championship for Morrow county, with Jack French and I. B. Terry going strong for second and third places. Eddie Sheridan won the cow-milking contest and Howard Lane took first place in the steer-roping final.

The Ford and Fordson caravan is also here on its demonstration trip and took part in the state parade Friday and Saturday, which was led by her majesty Queen Marjory (Miss Marjory Clark) and her retinue. More than 100 real cowboys and cowgirls were in line. The feature of the parade was the team of Morrow county's infant industries—a complete mountain moonshine factory, apparently in actual and complete operation. The festivities are closing tonight with a grand ball in the fair pavilion, one end of which is fitted up with a real bar and all the gambling games known in the good old days of '49. Rodeo money is circulating in fistfuls and gala-colored cowboy rigs have the right of way. The rodeo will be made an annual feature in Heppner.

The Oregonian is the medium through which many people supply their wants by using its classified columns. Telephone Main 7070.

AMERICAN GIRL GRACEFUL SAYS STEFANO MASCAGNO

Temperamental Indifference to Thoroughness and Desire to Hurry Said to Interfere With Ballet Dancing.

TEMPERAMENTAL indifference to thoroughness along with practically a national desire to hurry and to get action, are in the mind of Stefano Mascagno, master of ballet dancing, the only difficulties in the way of the American girl toward mastery of the ballet. Signor Mascagno arrived in Portland yesterday.

"The ballet is astonishingly simple," said Mr. Mascagno, "when its fundamentals are considered. It consists merely of five positions and nine exercises. These are acquired through the study of technique, but the American girl is anxious to get to the real steps, anxious to do something that seems really like dancing and is not patient or sufficiently deliberate to strive for perfection in these fundamental parts."

Natural Grace Possessed. "She is otherwise admirably adapted to become a ballet dancer and there are no other reasons why the American dancer should not be as fine as any others in the world. She has the natural grace, the natural interpretative nature and her outdoor active life should aid her in every way."

"American men have a different difficulty. They are keen for sports and for ordinary dancing, but they relegate the ballet to effeminate classification. It needs hard for them to differentiate between elegance and effeminence."

"Twenty years ago the ballet was practically unknown in America except for the imported dancers. This has changed and the ballet is constantly increasing in favor. It will have a splendid effect on other kinds of dancing; purifying it and

adding a great deal of charm to the ballroom, because of the refinement and grace it introduces.

National Dances Similar. "I hold that there is no great difference between the ballets of different countries. With different combinations they always revert to the same five positions and nine exercises. The Italians and the French dance in the purest manner; the Russians dance but little, but are more interpretative. The bigger differences lie in the folk dances."

Signor Mascagno is one of the leading factors in ballet dancing in the country. His principal studio is in New York, where his clientele consists of teachers and stage folk. In Portland he is associated with the Christensen school.

Still Causes Two Fines.

William Perry was fined \$50 in the federal district court yesterday morning because he had allowed William Painter to hide a whisky manufacturing still on his ranch near Jintown, in Baker county. Painter was fined \$150 because of his possession of the still and 40 gallons of mash found on his own ranch adjoining that of Perry. Assistant United States Attorney Baldwin told the court that a justice of the peace and several deputies had raided Painter's place and found the mash. The next day they went back for the still and located it on Perry's place, buried in three feet of snow.

Crossing Hearing to Be Held.

SALEM, Or., Sept. 29.—(Special.)—Members of the Oregon public accountancy commission will hold a hearing here October, with relation to

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KLAN HAS CITY TICKET

Ku Klux of Astoria Nominates Municipal Candidates.

ASTORIA, Or., Sept. 29.—(Special.)—A meeting, said to have been attended only by members of the local Ku Klux Klan, placed a complete city ticket in the field for the election November 11. It named G. E. Setters, a local attorney, as the candidate for mayor and G. A. Hellberg, A. S. Skyles, K. B. Hauke and Mott Arnold as the candidates for commissioners. The meeting also

indorsed A. A. Anderson as its candidate for representative to the state legislature in opposition to James W. Mott, who was nominated on the republican ticket at the primary election.

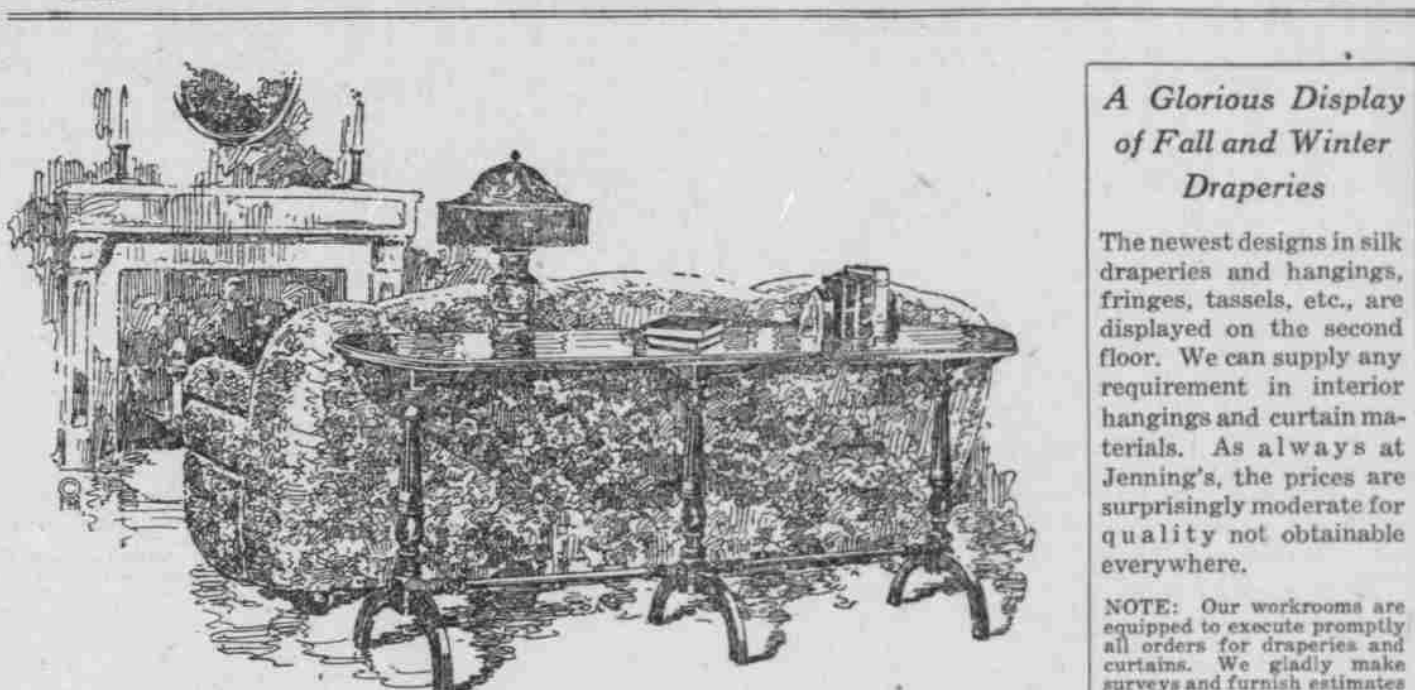
The reason given for this step was because Mr. Mott would not pledge himself to support the candidacy of K. K. Kuhl of Portland for speaker of the house. A report was current that Mr. Mott had received a letter from the state head of the Klan, threatening his defeat unless Mr. Mott announced yesterday for Kuhl. This report is denied by Mr. Mott.

Rail Agent Appointed.

Appointment of L. F. Knowlton as city passenger agent for the Spokane, Portland & Seattle railway was announced yesterday by Traffic Manager Skinner. Offices will be established at 325 Chamber of Commerce building for the steam and electric lines under the S. P. & S. control. E. R. Schultz is also named as traveling freight and passenger agent in the Willamette valley of the Oregon Electric line, with offices at 325 Chamber of Commerce building.

Phone Your Want Ads to The Oregonian, Main 7070.

We Give Votes in Greater Portland Association Favorite Organization Contest JENNING'S Washington at Fifth—Complete Home Furnishers—Washington at Fifth



Living Room Furniture You'll see on our main floor scores of delightfully attractive and valuable pieces... Pieces at Lowered Prices \$250 Mahogany and Cane Davenport, upholstered in stripe velour... \$185 \$125 Mahogany and Cane Chair to match the davenport reduced to... \$90 \$300 Mahogany and Cane Davenport, upholstered in tapestry... \$215 \$150 Mahogany and Cane Chair to match davenport reduced to... \$105 \$620 Mahogany and Cane Living Room Suite—Davenport, Rocker and Chair, upholstered in figured velour... \$420 EXTRA SPECIAL—\$990 Mahogany and Cane Living Room Suite—Davenport, Chair and Fireside Chair, upholstered in figured mohair... \$495 SPECIAL—Tapestry Overstuffed Davenport with three loose spring cushions, spring edge and back... \$87.50 Overstuffed Davenports \$50 to \$250

For a Restful Sleeping Room You will find here an unusually attractive and varied display of bedroom furniture of the better kind, and in a generous variety of styles, including the modern as well as the period types. Attractive prices now prevail. SPECIAL—Ivory Enamel Bedroom Suite of four pieces—Bow-foot Bed, Dresser, Chiffonier and Vanity Dresser, finely finished and ornamented, offered at only... \$233.25

Sale of Floor Rugs (Slightly Imperfect) Deep price concessions are made in order to clear quickly. Displayed for inspection on the second floor. \$35 Tapestry Brussels Rugs, 9x12 size... \$23.50 \$30 Tapestry Brussels Rugs, 9x12 size... \$19.50 \$27.50 Tapestry Brussels Rugs, 8-3x10-6 size... \$18.25 \$37.50 Velvet Rugs, 9x12 size... \$29.25 Congoleum Rugs at Lowered Prices—See Maker's Advertisement.

EXCLUSIVE PORTLAND DISTRIBUTORS FOR THE DE LUXE ALCAZAR RANGE WITH THE TWIN OVENS—AMERICA'S FINEST AND BEST RANGE

Who Will Win \$1500?—Say It With Votes The Greater Portland Association will give away this sum to the organization favored by your votes. We give a vote with each ten dollars' purchase for merchandise. Many other association firms are doing the same. Contest is now on; it ends January 15, 1923. This is a contest in which "repeaters" are not in disfavor.

Men—these are Overcoats! THERE'S grateful warmth in them! There's glowing, exuberant style! There's fabric strong and sturdy—woven for a long and a useful life! There's tint and color blend by artist hands! There's craftsmanship that shows its proud skill in graceful draping—in even lines of stitch and seam that waver not the breadth of a hair!

Where, other than in these, will you find garments so companionable—so eager for service—so welcome to your eyes? Kuppenheimer Overcoats for Men and Young Men for this present season of showery skies and chill night airs touch the topmost pinnacle of style and worth, yet they are actually and visibly lower in price than we have been able to offer them for many years! The strong, wonder-working power and resources of the great House of Kuppenheimer have made it possible for us to show you, here and now, overcoats of all-surpassing value as low as \$35 \$40 \$45 Others Up to \$85 Drop in tomorrow and see our exhibit. We welcome you to a try-on! Lion Clothing Co.—the house of Kuppenheimer good clothes Morrison Street at Fourth

CHAS. F. WALKER, Pres. NORTHWESTERN SCHOOL OF COMMERCE "If our policy of giving a thorough business training to a limited number of ambitious, purposeful young men were not the best policy... Business men would not be asking us for more of our graduates than we have been able to send them." "Ner would as many young people be interested in our DAY School and Home-Study Courses." "During the past week stand here, I have conferred with Mouton, Idaho, Wyoming and Washington, and they all wish to join our own State and City." "We Put Business Into You! Then, You Into Business!" NORTHWESTERN School of Commerce 1111 Third Bldg., 407 Morrison St. Portland, Oregon. Edw. 5083.