FURTH MAY KNOW LATE TODAY IF HE IS TO BE SET FREE

Defense Labors Hard for an Instructed Verdict While State Begs Judge to Let Jurymen Decide.

(United Press Leased Wire.)

Bellingham, Wash., Feb. 4.—The closing hours of Monday's session of the superior court and the opening of today's, up to noon, were occupied by the prosecution in reply to the motion of the defense for an instructed verdict of acquittal in the conspiracy case against the Seattle National bank officials.

The first two of the three contentions of the defense, that the prosecution was not being conducted within the spirit of the law, that the court in which the case is being tried had no jurisdiction over a national bank or the officers thereof, when that bank and those officers are complying with the national banking laws, and that an insufficiency of evidence had been submitted, upon which the motion for an instructed verdict of acquittal were based, were handled by Special Prosecutor Corrigan.

Corrigan occupied the greater portion of the morning, citing frequently. Brawley closed at noon with an impasioned appeal to the court to leave the case in the hands of the jury.

The state will close in the early hours of the afternoon session when the defense will again take up its case. Attorney Hughes will close for the defense.

It is probable that a decision on the motion for an instructed verdict of acquittal will be given late this afternoon.

FUNERAL OF A. T. SMITH HELD IN SANTA MONICA

Funeral services over the body of Albert T. Smith, a wealthy retired Portland lumberman and pioneer, were held today at Santa Monica, Cal., where he died Sunday from an attack of grip. The remains were cremated.

The funeral was attended by the widow and two of her children, Miss Lucy Smith and Lloyd Smith of Portland, who hastened to Santa Monica when informed of their father's serious condition.

Telegrams received today by members of the family here do not state whether the ashes will be brought to Portland or interred in California.

Mr. Smith, who was spending the winter in the south with Mrs. Smith, was ill only a little over two days. He was 79 years of age.

GIRL DRAGGED BY CAR IN DODGING WAGON

While trying to avoid being hit by a scavenger wagon this morning as she was alighting from a Broadway car at Third and Glisan streets, Miss Anna Thorsen of LaCenter, Wash., was struck by the car and dragged 10 feet over the muddy streets. Jake Schirmer, driver of the wagon, was arrested by Patrolman Stanton for violating the new traffic ordinance by passing a car while it was discharging passengers. He was fined $100 in municipal court.

Miss Thorsen was badly bruised and her clothing damaged. She was sent to the East Side, where she is staying with friends.

RAILROAD HOSPITAL PLAN UPHELD BY 3 DOCTORS

(Staff Correspondence.)

Salem, Or., Feb. 4.—W. D. Fenton, Dr. George W. Wilson and Dr. K. A. J. MacKenzie of Portland were among those appearing last night before the joint committee on medicine and pharmacy in opposition to the bill of Representative Anderson of Wasco regulating railroad hospital associations.

The Anderson bill would make it necessary, upon demand of a certain percent of employes, to submit hospital contracts to a referendum vote of the men. The railroad doctors declare that the very best results are given by the present system, and it should not be changed. The committee is believed to be against the bill.

The Dalles Debaters Win Again.

The Dalles, Or., Feb. 4.—The Dalles high school debating team was again victorious in the contests both here and at Forest Grove Saturday night, this giving them two victories for championship of the interscholastic district consisting of this city, Oregon City, Forest Grove, St. Johns and Woodburn. The Forest Grove debaters who defended the affirmative side of the question, "Resolved That the President of the United States Should Be Both Nominated and Elected by the Direct Vote of the People," were Vinton Robinson, Ruth Trouton and Glenn Morgan, while the local representatives were Donald Lewis, Wilma Donnell and Dedie Wolff. The Dalles debaters who defended the affirmative of the same question were Howard McDonald, Erma Bennett and Arthur Marsh.

BABY A SIGHT WITH ECZEMA

Mother Thought He Couldn't Be Worse; Resinol Worked Like a Charm.

Newark, N. J., Sept. 6, 1912.—"I wish you could have seen my baby before I started to use Resinol Soap and Resinol Ointment, and see him now. He is now one year old, and the eczema started when he was about a month old. I was ashamed to let anyone see him, his little head was a sight. I thought he would never have any hair on his head at all. I used——remedies for about five months.

"Then I thought I would try Resinol Soap and Ointment. I thought the child couldn't be any worse! I got the samples all right, and I tell you they acted like a charm. I used Resinol Soap and Resinol Ointment for about two months; I saw a change from the first application. Now he is as pretty as a picture, and his hair has come in beautiful and curly." (Signed) Mrs. M. Whiteley, 797 Hunterdon street.

Is your little one suffering from any such distressing trouble? Then how can you fail to profit by Mrs. Whiteley's experience? Even in such a terrible, stubborn case, Resinol brought prompt relief. It is ready to do as much for you. Resinol Ointment and Soap are sold by all druggists, or you can try them free by writing for samples to Dept. 8-T, Resinol Chem. Co., Baltimore, Md.

HAS PLAN FOR UNION DEPOT ON EAST SIDE

L. M. Lepper laid a plan for a union depot between East Burnside and Sullivan gulch before the East Side Business Men's club in an address yesterday.

Trains coming from California, Washington and the east now reach this point, explained Mr. Lepper. The Hill lines, which give common user privileges on the bridge over the Columbia, might accept common user rights through the tunnel under the Peninsula, thus also reaching the convenient East Side terminal site.

The public dock for the East Side may be constructed, added Mr. Lepper, in such way as to make advantageous connection with boat and rail service, and giving reason for permanent and dignified construction at this point of the harbor front.

That the scheme has been laid before both the Harriman and Hill lines was asserted by the speaker, who explained that both of the railway systems are planning extensive East Side freight terminals and might as well plan also to furnish direct East Side passenger terminals on the side of the river where already three-fourths of the population reside.

The meeting of the club was held at noon luncheon in the Clifford grill. J. J. Oeder, who presided, announced a plan of the club to encourage the location of manufacturing plants along the harbor front, where there is now much waste land.

BOY, RIFLE—OLD STORY; LITTLE SISTER WILL DIE

(Special to The Journal.)

Aberdeen, Wash., Feb. 4.—Bertha Wilson, 14 years old, whose home is in Westport, was brought to a hospital in Hoquiam yesterday with a bullet hole through her body. She was shot in the lower part of her back yesterday by her 9-year-old brother, who was carelessly handling a .22 calibre rifle. Little hope is entertained of her recovery.

WILSON REVIEWING STAND SEATS 8500

(United Press Leased Wire.)

Washington, Feb. 4.—Construction of the reviewing stand for President-elect Woodrow Wilson's inauguration was begun today in front of the capitol. It will have 13 steps from the platform to the ground and will contain 8500 seats.

PRAIRIE CITY TO HAVE BUTTER FACTORY SOON

(Special to The Journal.)

Prairie City, Or., Feb. 4.—The Creamery Cooperative association of this place today completed all details of organization, and with the full amount of stock pledged will proceed at once to erect a modern and well equipped creamery. Plans and specifications are ready for the contractor and it is expected that the plant will be in operation in the early spring. The creamery is to be of the latest and most approved model. This is the first butter factory to be established in the John Day valley and its nearest competitor is about 150 miles distant. It is expected that the local market, which includes the entire John Day valley, will consume practically the entire product of the plant.

HOTEL MEN URGE LIMIT ON LIABILITY TO GUESTS

(Staff Correspondence.)

Salem, Or., Feb. 4.—L. Q. Swetland of the Perkins hotel of Portland appeared before the senate committee on judiciary last night and argued for S. B. 96, introduced by Senator Butler at the request of the Hotel Men's association. The bill fixes a limit on the liability of hotel men for trunks and packages left in their care by travelers, liability at present being unlimited. Mr. Swetland said this is necessary as protection from hotel sharks, who work fake schemes upon the hotel men.

Growing Children Need Good Bowels

Give a Mild Laxative Occasionally to Insure Regular Bowel Action.

As a child grows older it requires more and more personal attention from the mother, and as the functions of the bowels are of the utmost importance to health great attention should be paid to them.

Diet is of great importance, and the mother should watch the effect of certain foods. A food will constipate one and not another, and so we have a healthy food like eggs causing biliousness to thousands, and a wholesome fruit like bananas constipating many. It is also to be considered that the child is growing, and great changes are taking place in the young man or young woman. The system has not yet settled itself to its later routine.

A very valuable remedy at this stage, and one which every growing boy and girl should be given often or occasionally according to the individual circumstances, is Dr. Caldwell's Syrup Pepsin. This is a laxative and tonic combined, so mild that it is given to little babies, and yet equally effective in the most robust constitution. At the first sign of a tendency to constipation give a small dose of Syrup Pepsin at night on retiring, and prompt action will follow in the morning. It not only acts on the stomach and bowels, but its tonic properties build up and strengthen the system generally. Mrs. Henry Babler, Van Dyne, Wis., writes that her little son, Melvin Babler, was constipated most of the time until she gave him Dr. Caldwell's Syrup Pepsin. Since using

MELVIN BABLER.

this remedy he has never been constipated.

The use of Dr. Caldwell's Syrup Pepsin will teach you to avoid cathartics, salts and pills as they are too harsh for the majority and their effect is only temporary. Syrup Pepsin brings permanent results, and it can be conveniently obtained of any nearby druggist at fifty cents and one dollar a bottle. Results are always guaranteed or money will be refunded.

If no member of your family has ever used Syrup Pepsin and you would like to make a personal trial of it before buying it in the regular way of a druggist, send your address—a postal will do—to W. B. Caldwell, 417 Washington St., Monticello, Ill., and a free sample bottle will be mailed you.

Freight Car Number (?) Wrecked

What Happens to the Many Carloads of Freight Wrecked During the Year?

How often do you pick up the paper and read about some fast freight being wrecked and a man or two killed or injured? Have you ever wondered what happens to the many bales and boxes that are saved and who stands the loss? Whenever a wreck occurs the railroad appraiser is rushed to the scene and immediately settles for the damage done. The balance of whatever is saved is taken to the railroad storehouses. A trip through one of these storehouses is quite a sight. One sees there anything from a wagon wheel to a woman's outfit. It was the custom for some time to auction off these tremendous quantities of goods to the public, but they are now disposed of to the different merchants by bid. One of the biggest purchases of this kind made in some years is now being consummated by the Hamburger Department Store Company, on Second street, and will shortly be disposed of at remarkable bargain prices in a grand mammoth public sale. Watch the papers for details!

"THE BIG BUSY LIQUOR STORE"

Don't Wait Till This Great Sale Is Over

Put Good, Pure Liquors on Your Table —Have Them in Your Home Handy for Medicinal Use—AND BUY THEM AT OUR

Fire Sale

The special prices we are offering are too numerous to mention here. Come to the store and be convinced.

Spring Valley Wine Company

ENTIRE CORNER SECOND AND YAMHILL

"Clear Out Every Suit, Regardless of Price"

Wires Our Manager From New York! So Beginning at 8 o'Clock Wednesday Morning We Offer

$10 200 Regular $19.50, $22.50, $24.75, $27.50 and $30.00 Suits at $10

This sale is the result of quick, decisive action! Monday morning the wire came from our manager, who is now in New York purchasing the Emporium's Spring garment stocks, "Don't forget our policy—not a garment is to be carried over—clear out every suit regardles of price."

Here's the result! Two hundred beautiful Tailored Suits, on which the cost to make was more than this sale price. Our low original prices were $19.50 to $30.00. Take your choice of the lot for $10.00.

Plain tailored, Cutaways, Norfolks, in mixtures, tweeds, homespuns, corduroys. Suits that can be worn into Spring and Summer. Most of them lined in Skinner's satin. All sizes, 14 to 44, in the lot.

You can't afford to pass this sale unnoticed, even if you only wear the suit two or three months! Be here when the store opens for first choice. Think of buying $19.50, $22.50, $24.75, $27.50 and $30.00 Suits for..... **$10.00**

Every Woman's Coat in Our Entire Stock Going Now at ½ Price

Suits, Coats, Dresses, Waists

Entire Second Floor — EMPORIUM PORTLAND'S — Elevator Service

124-128 Sixth, Bet. Washington and Alder

One Lot Women's Odd Coats, Formerly $14.75 to $19.50, Now at $3.85

NEW MILLINERY

NEW WAISTS

1000 New Accounts Wanted in Ten Days

The response to our New Account Getting Sale has been phenomenal. Remember, $1.00 deposit will get you any piece of Furniture in the store, and at the sale prices. Open your account today.

Reg. $33.50 Now $23.85

Fumed oak, large bevel mirror—a great value—$1.00 is all you need.

$1.00 Deposit Takes Any Article in the House

$9.85

2-inch continuous post, full size iron bed, with 5 fillers. Reg. $13.50—Wednesday $9.85

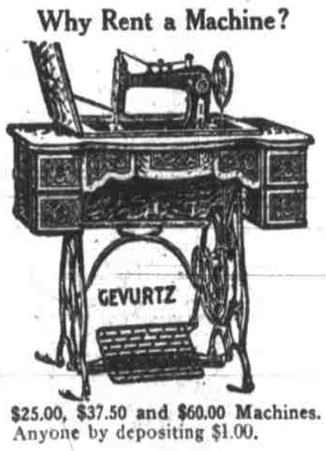
No Further Payments For Thirty Days

$13.50

$1.00 and it is yours—$20.00 waxed oak Table, just like cut, for $13.50

$1.00 for Any Style Machine in the House

Why Rent a Machine?



$25.00, $37.50 and $60.00 Machines. Anyone by depositing $1.00.

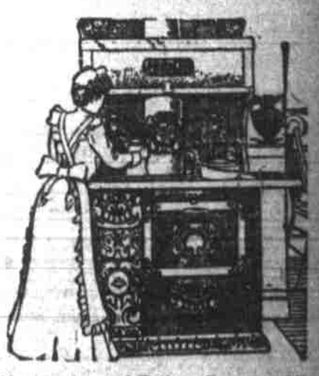
$1.00 Takes Any Rug

Beautiful Wilton Rugs, 9x12 size—$60 and $70 values. Now $45.75

Wilton Velvet Rugs, 9x12 size, 4 patterns to choose from. Sale price $24.75

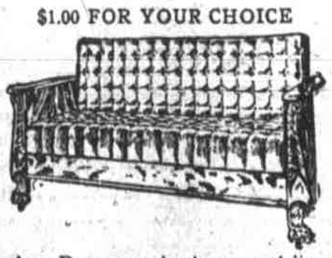
$1.00 is all the money you need

$1.00 and the Range Is Yours



Peninsular and Eclipse Ranges. No matter what price, $1.00 takes one now.

$1.00 FOR YOUR CHOICE



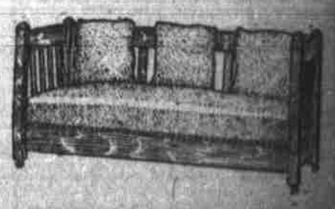
Any Davenport in the store delivered to your home on deposit of $1. This waxed oak frame, imitation leather tufted seat and back bed Davenport. Regular price $45.00—now.... $37.75

Crockery Department Specials

50c three-pint Nickel-Plated Copper-Bottom Tea Pot, Wednesday only 30c

$1.25 Fancy Glass Water Set, consisting of Pitcher and six Tumblers, Wednesday only 80c

$1.00 for This Davenport



This King Craft Golden Waxed Davenport, upholstered in genuine leather with three loose pillows. Regular price $110.00. Sale price $99.00

GEVURTZ

FIFTH AT ALDER