FINDS NO REASON WHY BRIDGE BONDS SHOULD NOT BE HELD LEGAL

District Attorney Telegraphs Boston Lawyers Regarding Interstate Span.

District Attorney Evans this morning sent a telegram to Story, Thorndyke, Palmer & Dodge, Boston attorneys examining the interstate bridge bonds, quoting decisions covering questions asked by the firm several days ago. He said that he could find no reason why the bonds should not be declared legal even though the points raised by the attorneys proved well taken, for decisions in local option cases have held that part of a law may be declared unconstitutional without impairing the rest of the law.

"The main questions as to validity of the bonds are whether the state can pay interest on a county debt and whether the county can give title to the state of the bridge," said Mr. Evans. "The authorizing statute provides that Multnomah county may retain enough funds from the state taxes each year to cover interest on the bonds and that in return for the payment of interest the state may receive title to the bridge. The county is to pay the bonds.

"The article of the constitution relating to assumption of county debts by the state seems an insurmountable obstacle if the interest is held to be a debt. The theory of the legislative committee that drafted the bill was that the state would receive the bridge in return for payment of interest. The law also provides that the county shall levy a tax sufficient to pay principal and interest on the bonds so that I do not see that the validity can be affected in any way.

"An amendment passed last year provides constitutional authority for the state to create a liability for the construction of permanent highways. Bridges are portions of highways and as the title to the bridge is to go to the state it would seem to me that the state is receiving value received and the question might be settled under that provision of the constitution.

"I do not doubt that the question of payment of interest will be taken into the courts later for a decision, but that should have no effect on the validity of the bonds."

CASHIER COMPANY ACCUSED IN SUIT FOR ACCOUNTING

(Continued From Page One)

was that of a Mr. Potter, which was bought for $20,000.

Exclusive Patents Claimed.

His idea was superseded by that of Thomas Bilyeu of the Portland Concrete Pile company, who became a director of the corporation but a few months ago. Mr. Bilyeu has invented most of the devices used by the company. Exclusive patent rights are said to have been one of the chief stock selling points.

On the other hand it is alleged that the company patents are mainly patents pending or claims, and are not patent rights.

The principal activities of the United States Cashier company are alleged to have stock selling, the stock being sold at various prices up to $30 per share. Large blocks of it were sold at the maximum figure in return for exclusive state selling rights. Real estate was frequently taken in exchange for stock.

According to Auditor Baker this morning, the company only got about $500,000 actual cash in return for its stock, other shares being disposed of in other ways. F. M. Le Monn, sales manager for the company, is said to have sold $600,000 worth of stock, receiving as his commission 10 per cent, while the salesman under him received from 15 to 25 per cent, making a total of from 25 to 35 per cent to be deducted from the total cash received, and making this amount considerably less than $600,000.

What Statement Shows.

The company's last statement made to its stockholders showed an actual net worth of $387,825.96 and as the visible assets are said to be only the plant at Kenton the accounting is being called for. In this regard it is charged that all the stockholders' investment has been dissipated or seriously impaired.

Auditor Baker this morning stated that the November report to stockholders had not as yet been sent out, but that the net worth on that date was $813,366.26. He lists the resources of the company as $903,005.97, divided among, cash on hand, $3255.71; materials, $3668.70; factory site and buildings, $32,495.02; machinery, etc., $25,280.11; dies and small tools, $54,793.72; real estate other than factory site, $53,515.79; completed machines on hand, $4200; notes receivable, $70,491.05; patents, $459,952.09; experimental models, $98,518.19; due from sales, $26,850; due from salesmen, $15,808.74, and various other smaller items.

The company's liabilities, according to Mr. Baker's statement, include accounts payable to the amount of $13,444.83; notes payable, $53,032.05; unpaid balance on patent notes, $14,242.43, and other items, making a total of $87,622.43.

The complaint alleges that the visible assets of the company are about $50,000, as represented in value of plant and site at Kenton.

Frank Menefee, formerly an attorney at The Dalles, is president of the company, while numbered in the board of directors are a number of well known Portland men many of whom are said to have known nothing of the alleged conditions in the management of the company.

Allege Stock Was Resold.

It is also alleged that the company repeatedly bought back stock from dissatisfied customers at a lower figure than the original sale price and then resold it an advance, making two profits on each piece of stock. This was emphatically dened by Auditor Baker this morning who stated that the company had never resold a share of stock, although it might have happened in the case of individuals. It is alleged, however, that men representing themselves to be agents of the company indulged in this practice in the middle west.

The United States Cashier company came into its greatest prominence in Portland in the fall of 1911, when it advertised extensively in the local press and demonstrated its models. Among those who appeared as its directors and advisory board (the latter has given way to an executive committee) were Gus C. Moser, Grant B. Dimick, of Oregon City; Robert J. Upton, a local attorney; Rodney L. Gilsan, Dr. J. K. Locke, F. H. Gloyd, president of the Prosser, Wash., State bank, and a number of other men residing outside of Portland.

According to their advertisements at the time the company's machines received the warmest recommendation from the Portland Chamber of Commerce and a number of local banks. The price of stock was then advertised at $15 with a hurry-up call for subscribers to purchase before it jumped to $20.

Denial Is Made.

The complaint filed yesterday is similar in effect to one filed recently by R. A. Hume to recover $21,500 commission for undertaking to dispose of the British rights. Mr. Bilyeu, the inventor, denies Mr. Hume's contentions.

It has been rumored that the company will remove from Oregon to Indianapolis because it could not comply with the Oregon "Blue Sky law." This was indignantly denied by Messrs. Bilyeu and Baker this morning, who assert that the company will remove about March 1 for reasons of business expediency. They say that as all of the stock of the company has been disposed of and the company is not now selling stock, but trying to turn out its factory product, the corporation is not amenable to the so called blue sky law.

The move to Indianapolis is being made in March, although it was admitted this morning that the stockholders' meeting to authorize this removal will not be held until June. It is alleged that the company is removing to the Indiana city because Indiana has no Blue Sky law, and it will there effect a reorganization and dispose of more stock.

Mr. Bilyeu said this morning that the company could better manufacture its product in the east where industrial conditions were more stable. He asserted that the United States Cashier company would be put to no expense as the Greater Indianapolis Industrial association had donated a five acre industrial site and would pay the actual moving expenses. It is also said that the company tried to locate at Milwaukee but could not comply with the Wisconsin corporation law.

Robert J. Upton, who has served as an attorney for the company, said this morning that the company had never even attempted to come in under the Blue Sky law as it had no stock to sell and therefore was not subject to the terms of the blue sky act.

Messrs. Baker and Bilyeu admitted that the plant at Kenton had been mortgaged for $36,000 to members of the board of directors because they had put in necessary money to carry the enterprise along.

6000 Stockholders Now.

The company's prospectuses are said to have been most attractive and there are over 6000 stockholders at the present time. The machinery at Kenton is also said to be in excellent condition.

A statement was issued on behalf of the company this morning by Auditor Baker and Thomas Bilyeu, the inventor. President Menefee is now in the east, but is expected to return to Portland next week. The following statement gives facts relating to the company's side of the case and discusses Mr. Hume's connection with it in the matter of the commission for which he has been suing:

"The directorate of the United States Cashier company, prior to June, 1913, was: Frank Menefee, president; O. A. Campbell, vice president; Robert J. Upton, H. W. Wells and J. E. Barnett. The new directorate elected in June, 1913, are: Frank Menefee, president; O. A. Campbell, vice president; F. H. Gloyd, secretary and treasurer; Robert J. Upton, Thomas Bilyeu, S. M. Mears, Dr. A. S. Nichols, E. Turpening and Dr. T. W. Harris.

"The books of the company have been scrupulously kept and will truthfully show every item of receipts and expenditures. The company has expended its money in attempting to establish a plant and manufacture its machines at Portland. The distance from the market largely affected both the cost of manufacture and the sale of the machines, and the lack of local supply of skilled labor rendered it impossible to successfully manufacture the machines here and caused the company, through its present directorate, to make arrangements for the manufacture of the machines at Indianapolis, Ind., where the difficulties encountered here would be avoided.

Fraud is Denied.

"There has been neither fraud, nor misrepresentation, nor mismanagement, either in excessive salaries or expenditures of any kind in the conduct of the business of the United States Cashier company, but on the contrary, its affairs have been as carefully managed as possible, and its assets have been honestly and properly conserved.

"Some suggestions of a mortgage in favor of the directors have been made. The directors personally paid all of the creditors of the United States Cashier company and took to themselves two mortgages to secure them in the payment of these debts, and every dollar represented by the mortgages has been paid upon the indebtedness of the company, and no outstanding indebtedness exists against the company except as it is represented by these mortgages.

"The company has entered into favorable contracts for the manufacture of its machines at a proper base and under business-like conditions, and a letter is now being prepared which will be immediately forwarded to every stockholder of the company, setting out fully and in detail the matters affecting the conditions and prospects of the company.

Refuses to Recognize Claim.

"R. A. Hume instituted a suit for the purpose of attempting to collect $21,500 for commissions which he has absolutely no claim for, and which the board of directors has declined to recognize in any sense as a legitimate claim against this company, and offered to put up a responsible bond to secure Mr. Hume in the payment of any judgment which he might recover. This Mr. Hume declined, but on the contrary secured the plaintiff as a stockholder to institute the present proceedings for the purpose of forcing the Cashier company to pay him his $21,500. The plaintiff in these proceedings became a stockholder January 21, 1914, the very day Mr. Hume served his papers in his suit for his commissions.

"The plaintiff in this case, J. S. Birrel, was the cashier of the bank of George W. Bates, to which bank Mr. Hume was and is largely indebted, as we are informed by Mr. Birrel himself. We therefore conclude that Mr. Birrel bought his stock on January 21, 1914, to assist Mr. Hume in forcing this company, whether legally or morally indebted to Mr. Hume or not, to pay Mr. Hume $21,500 and that this suit which Mr. Birrel has instituted is the result of the company's refusal to in any wise recognize Mr. Hume's claim."

Turkey Trot or Tango

—Without thought of your Eyeglasses, if you wear Shur-ons.

—Correctly fitted Eyeglasses will not pinch or slip, and should always hold your lenses in optically correct position.

—No matter what you pay here for Glasses—$2, $3, $5 or more—you may rely upon getting full value.

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CITY TREASURER WILL INSTALL SCHEME THAT WILL CUT RED TAPE

Duplicate Statements to Be Sent Those Paying Bonded Assessments.

City Treasurer William Adams is arranging a new system for the collection of bonded assessments in an endeavor to do away with considerable red tape now existing. The system calls for duplicate statements to be sent out to all who are paying on bonded improvement assessments.

At present notification cards are sent out whenever installments and interest become due. To pay the bill the debtor must come to the office in the city hall and there obtain a receipt. Under the new arrangement when the amount due is paid the duplicate will be detached and deposited with the treasurer, the original being receipted and returned to the person paying the assessment.

With this system in use, Mr. Adams expects to do away with considerable work as well as unnecessary red tape. In the past it has kept two clerks busy taking collections during the busy hours to handle payments on bonded assessments. Mr. Adams expects to have only one man do the work after this.

FIREMEN MAY SUE THE CITY

May Demand Overtime if Courts Rule 8-Hour Law Effective.

Members of the fire department who are behind the movement to require the city to work them not more than eight hours a day are planning to sue for money which they allege is due for overtime should the case against Mayor H. R. Albee, now pending in the supreme court, be decided in their favor. The mayor is charged with working the police and members of the fire department more than eight hours a day in violation of the state law.

So confident are some of the men that the case will be decided against the city that they have figured out to the last decimal what the city owes them for overtime, and it is said that warrant shavers have been among the members of the department offering to purchase all of these bills for overtime.

At present, the men are required to be on duty 21 hours, although their working hours are much shorter. The eight hour law became effective July 1. Now the men contend that they are entitled to overtime since that date. Should the city be required to pay overtime it would amount to several thousand dollars.

It has been stated should the supreme court decide against the city there will be a general slashing of salaries of those in the fire department. The city now furnishes the men with homes in the fire station, besides all of the little comforts and luxuries.

TRAFFIC ACT IS INTRODUCED

Proposed Ordinance Given First and Second Readings.

The new traffic ordinance proposed by the Portland Automobile club which will change a number of the present traffic regulations, was introduced before the council yesterday afternoon by Mayor Albee. It was given first and second readings, then went over for another week.

The discussion of the ordinance expected after its introduction did not take place, owing to the fact that two of the commissioners had engagements and had to hurry away from the meeting. It is probable that the council will set a date in the near future for hearing arguments for and against the proposed measure.

SLOVER DECISION POSTPONED

No action is to be taken by the municipal civil service board until a decision is rendered in the circuit court in the case of E. A. Slover, discharged police captain, now pending. Slover is seeking an injunction against the hearing of his case by the civil service board, on the ground that Mayor Albee is not a commissioner and is devoid of the power to discharge him.

George W. Caldwell, chairman of the board, said yesterday that no decisions would be given in the cases of the 11 other men heard by the board until the legal technicalities were decided. A meeting of the board scheduled for today has been postponed until after a court decision.

ALASKA'S DESPOILERS MAKE CONSTRUCTION OF ROAD A NECESSITY

Congressman Borland Denounces Guggenheims and Morgan in House Debate.

(United Press Leased Wire.)

Washington, Feb. 5.—Scathing denunciation of the Guggenheims of Colorado and J. P. Morgan was voiced by Representative Borland of Missouri during the debate on the Alaskan railroad bill in the house today.

"The story running through the courts' sober records," he said, "included everything from the corruption and bribery of judges to the wanton attack by an armed band of assassins upon workmen engaged in rival enterprises. It is a drama of greed and of carnage unparalleled since the days of Warren Hastings.

"The scenes were enacted not only upon the snowclad plains of the Arctic circle, but also in the banks of Wall street and the counting houses of London. This high handed and lawless attempt to grab the resources of Alaska caused the locking up of that great territory by executive enactment."

Borland said the situation today presented the alternative of returning the territory to an Alaskan syndicate or of giving America the benefit of its natural resources by building the proposed railroad.

BROADENING OF FRUIT MARKET IS FAVORED

Executive Committee of Commercial Club to Make Appropriation.

At a meeting of the executive committee of the Commercial club this afternoon, it was decided to make an appropriation to be used in connection with a special committee from the Chamber of Commerce in developing and broadening the fruit market. It is thought that after an experiment of six months the movement will be far enough advanced to be sustained by the growers themselves.

The action of the club is based on the theory that its responsibility does not end in getting people on the land through its promotion adjunct, but continues in the giving of assistance in getting them started in a substantial way.

WEATHER MAN SAYS COLD SNAP COMING

United States Weather Forecaster Beals predicts that a cold snap will visit Portland tonight. A drop in temperature to 20 degrees above zero is promised by the weather man.

According to that official the mercury will fall lower than has been recorded for this season for the past two years.

The continuation of the cold snap is a matter of some uncertainty, but no relief from the cold is expected to come for at least two or three days.

Prudent householders will guard against plumbers' bills and the supply of fuel will not be permitted to run out, and as for the fuel dealer, the weather prognosticator sees on his face a broad smile that will not come off, not until the weather moderates, at least.

Zero weather will prevail east of the Cascade mountains. Snow has fallen in southeastern Washington.

GIRL TELLS STORY OF ATTACK BY DIGGS

San Francisco, Feb. 5.—Maury I. Diggs, charged with a statutory offense against Ida Pearring, 17, listened in Judge Crist's court today while the girl told her story from the witness stand.

With him was Walter Gilligan, held on the same charge as himself. Diggs, however, the girl said, was the only one who attacked her, though Gilligan tried to, while Florian Fischer, also arrested on an accusation similar to those against Diggs and Gilligan, but subsequently released on his own recognizance, "was the only gentleman in the party."

Paul Spatt, an Oakland plumber, was identified by Miss Pearring and arrested in the courtroom.

HOPFIELD MURDERERS GET LIFE SENTENCES

Marysville, Cal., Feb. 5.—Richard Ford and Herman Suhr, the two men convicted of second degree murder in connection with the riot on the Durst hop ranch near Wheatland last August, were sentenced to life imprisonment in Folsom penitentiary today. Bail was refused pending appeal. There was no demonstration in the courtroom and the two men took their sentences stoically.

The cases grew out of the death of District Attorney Manwell. Others in connection with that of Deputy Sheriff Reardan were dismissed, as were those against Edward Malouf, Alfred Nelson and Earl Cokeley, hitherto held on charge of complicity in the killing of Manwell.

DOUGLAS COUNTY IN LINE FOR HIGHWAY

Coquille, Or., Feb. 5.—Considerable interest is being manifested by the Douglas County God Roads association regarding the proposed highway through Coos county, and it is expected that if Coos county enacts the bonding act, Douglas county will vote to build from the Pacific highway to connect the intervening stretch. Secretary Carl D. Schumaker, of the Douglas association, is making a thorough investigation of probable traffic over the route from Coquille valley points, and says the results are highly gratifying.

Theodore Proclaims Himself.

Washington, Feb. 5.—General Theodore today proclaimed himself president of Haiti and chose a cabinet, according to a wireless message from Captain Bostwick of the cruiser Nashville, at Cape Haitien.

LOBINGER TO BE JUDGE OF COURT IN SHANGHAI

Washington, Feb. 5.—The nominations of Charles Lobinger of Omaha to be judge of the United States court in China, and Colonel George Barnett to be a major general and commandant of the United States marine corps, were sent to the senate today.

DALY SAYS HIGHWAY THROUGH BULL RUN A MENACE TO WATER

Commissioner Tells Business Men Road Would Increase Fire Risk.

At the regular weekly luncheon of the Progressive Business Men's club, held at the Multnomah hotel this afternoon, Will H. Daly, commissioner of public utilities, strongly denounced the proposition of eliminating township 2 south in the Bull Run forest reserve, and the construction of a scenic highway through the township.

He declared the construction of the roadway would result in greatly increasing the danger of forest fire in the reserve, and would also be a source of menace for the purity of Portland's present water supply. Moreover, he said, he was fearful that the roadway would destroy the availability of Lost Creek and Clear Fork of the Sandy river, as an additional source of municipal water in future years.

His protest was well received by the 250 members of the club present and deep interest was evidenced on every hand.

Daly Answers Questions.

Mr. Daly and Rev. Mr. Locke, a member of the flying squadron of Chinese missionaries now in Portland, were the principal speakers. N. F. Titus, of the Pacific Steamship company, was chairman of the day.

Mr. Daly spoke extemporaneously and at the conclusion of his talk answered a number of questions in regard to the matter.

He opened by quoting an excerpt of a newspaper item published in Portland half a century ago, in which it was stated that the "Portland Water company has just completed laying a six inch pipe to Balch's gulch, to secure water, and as a result under no imaginable circumstance can the water supply be exceeded by the demand."

"And this was half a century ago," said Daly. "Now the smallest pipe we have is six inches. The statement looks ridiculous now, and it is.

Would Cut Off Source.

"In light of Portland's history of the last 15 years, there is very good reason to believe the city will have doubled its population in the next 15 years. Then we will have to go looking for more water for the community.

"At the present time our two conduits tapping the Bull Run river have a daily capacity of 67,000,000 gallons. Twice this year the supply in the river was below the capacity of the conduits. At the present time our record consumption is 37,000,000 gallons.

"Beyond our present source of supply there are only two other sources remaining which I know of. These are the Clear Fork of the Sandy and Lost Creek, both of which are on the route of the proposed scenic highway. The flow of these two streams is estimated anywhere from 21,000,000 gallons to 40,000,000 gallons per 24 hours.

"The elimination of township 2 from the reserve, as provided for in a bill now pending before congress, and the construction of the highway would cut these streams off forever as a source of future water supply.

"The city now controls the water in them.

Trespassing Now Prohibited.

"Under the laws protecting the reserve trespassing is forbidden. With a roadway through there this law would be practically a dead letter. I admit the road would be immensely popular and for this very reason assert that the danger of water pollution and the fire hazard would be much greater. I do not believe, therefore, that we should sacrifice such an essential thing as pure water supply for pleasure.

"The reserve at present is greater than the Bull Run watershed, because we want to reduce our fire hazard. Should fire ever sweep it, our source would be deeply reduced and I don't think we should take any chances in this direction."

He concluded by the statement that there is 11,260 acres of privately owned land within the reserve, which the city probably will have to buy in the future to keep the forest in the reserve intact.

Rev. Mr. Locke called upon the business men to work for an American shipping marine.

With China awakening, he declared American ships are absolutely necessary if America wants to share in her trade. Declaring the Chinese are virile and prolific, he said the empire would soon dominate Asia, and that the occident soon would find itself face to face with one of the greatest crises of history.

He characterized China's awakening as a "menace" to western civilization, but urged Americans to get together and "go after the trade."

STOLE 7 MILK BOTTLES; IS SHOT BY POLICEMAN

Los Angeles, Feb. 5.—Homeless, jobless and without a cent in his pocket, Henry Linden, 24, who arrived here three days ago from San Francisco, was shot and probably fatally wounded by a policeman early today when he stole several bottles of milk from a grocery.

Officer Dunne, who fired the shot, declared that Linden shot at him twice before he drew his own weapon. Linden swore that he was unarmed, and demanded to know how he could have used a weapon with seven milk bottles, which the policeman claims he stole, in his arms.

"If I had had a gun, the man whispered on his hospital cot, "I would have sold it for food. The officer lied to save himself."

WIFE'S DAILY LETTER GETS HUSBAND'S PARDON

Baker, Or., Feb. 5.—John Gordon Thorneywork, sent to the penitentiary from this city several months ago after pleading guilty to embezzling funds of the Oregon Lumber company to the amount of several hundred dollars, returned to Baker today, having been granted a pardon by Governor West. Thorneywork was a bookkeeper, and made away with the money after having trouble with his wife. The latter appealed to the governor, and wrote him a letter every day seeking executive clemency for her husband, with the result that he has been given a chance to redeem himself, as the Oregon Lumber company will take him back. Thorneywork was arrested in Portland. Circuit Judge Anderson did not recommend the pardon.

RUNAWAY GIRL FOUND HIDING IN CHICAGO

Chicago, Feb. 5.—Miss Florence Lawlor, 16, who disappeared from her New York home, was located here today at the Y. W. C. A. She was not told that relatives were en route here for her, authorities of the Y. W. C. A. fearing she would run away again.

Miss Lawlor was found here Tuesday evening at La Salle station. She appeared to be lost and consented to go to the Y. W. C. A. while employment was being sought for her.

"I quarreled with my parents," she said, "and determined to run away. The report that I was involved in any love affair is not true."

COQUILLE MILLS ARE OPERATING AGAIN

Coquille, Or., Feb. 5.—After being closed down for several weeks the big lumber mills of the Lyons-Johnson Lumber company and the Seeley-Anderson Logging company, which operated in conjunction, have again resumed operations with a full force. The stringent money market and a poor market for lumber were the causes of the close down, but officials of the companies have been in Portland and arranged the affairs satisfactorily for unlimited operations. In the neighborhood of 300 men are employed by the two concerns.

CRESCENT LAND OFFICE IS NOT CONTEMPLATED

(Washington Bureau of The Journal.)

Washington, Feb. 5.—The commissioner general of the land office has informed Senator Chamberlain that there is no intention of establishing a land office at Crescent by transfer from Lakeview or creation by congress of a new land district, although the Commercial club at Crescent is informed that persons there are making an effort to have a new office created "for the sole purpose of securing the positions and their emoluments."

DEFECTIVE GUN USED AGAINST DEFENDANT

Similarity of Impression on Shell Shown in Trial of Joseph Mossi.

To demonstrate that a gun belonging to Joe Mossi, accused of murdering an unknown man at Troutdale November 7, had a defective firing pin which made impressions on the cap of a shell like that discovered on a shell found at the scene of the killing, the gun was used in Circuit Judge Kavanaugh's court this morning but with an empty shell. The defect was found on the cap of the shell.

The shell found near the cabin where the man was killed, one from Mossi's shotgun and others found in his house were exhibited in court to show the similarity of the shells. The state expects to prove by this shell that Mossi's gun was used to fire the fatal shot.

Vitto Acardi, Mossi's hired man, testified that Mossi came home considerably under the influence of liquor on the night of the shooting and became enraged when told that tramps had been to the house that day. He said Mossi left the room before 7 o'clock and went into a room connecting with an outside door, returning a little later to the room in which they had been.

From the testimony of John O'Bryan, companion of the dead man, and residents of Troutdale, it has been determined as almost certain that the shot was fired about the time Mossi left the house. Dr. Ben Norden, who performed the autopsy of the body, testified about 160 fine shot penetrated the body, most entering the left lung, but three entering the heart and one piercing the main artery of the body, and that any one of the three would have produced death. The man ran 100 feet after being shot and then fell dead.

MAIL CLERKS IDENTIFY LABANTA AS ROBBER

San Ffancisco, Feb. 5.—Jean Labanta, alias Clyde Kaufman, the confessed train robber and forger, was brought to San Francisco today from Auburn. He was identified here by several mail clerks who were on the three trains held up by Labanta in the last four months.

Labanta was ordered incarcerated in the Alameda county jail, pending action by the federal grand jury, which was expected to take up his case tomorrow.

Verdict for Railroad Company.

A verdict in favor of the defendant railway company was returned by the jury in Federal Judge Wolverton's court yesterday that heard the case of Marvin A. Hetchings against the Spokane, Portland & Seattle railroad. Hetchings attempted to recover damages for injuries received when he was struck by a train at Lovejoy street, while attempting to drive over the crossing.

Make This Pleasant Cough and Cold Remedy Yourself

Here's the recipe:

Into a pitcher put a tablespoonful of butter, one-quarter cup light brown sugar, an ounce of fresh, whole allspice and a pint of Duffy's pure malt whiskey. Let it stand for half an hour, then add one-half pint boiling water. Let it stand again for a short while, and before serving stir well and add the juice of one orange and one lemon. This is to be served in a wine glass.

It is very wholesome, appetizing and strengthening, especially for fever and chills in stormy and blustering weather. Prompt action on such occasions will ward off many a serious and oft-times fatal attack of bronchitis and pneumonia, as well as irritating coughs and colds.

NEW POSTMASTER FOR BONNEVILLE NEEDED

(Washington Bureau of The Journal.)

Washington, Feb. 5.—On account of a vacancy in the office of postmaster at Bonneville, on account of removal, the department has ordered an inspector to make an investigation with a view to the appointment of a postmaster there. Notice will be given of the date of the examination of candidates.

ACTORS ARE MOBBED BY ANGRY IRISHMEN

Westport, County Mayo, Ireland, Feb. 5.—Angered at what they considered reflections upon the Irish in George Birmingham's "General John Regan," about 500 men early today attacked the hotel at which the members of the theatrical company which produced the play were guests, partly wrecked it and seriously hurt one of the actors.

Ever Tried One of Those Tasty German Special Dishes?

which are featured (a different one each day) at Portland's famous

Hofbrau-Quelle?

For today, next Thursday and every Thursday thereafter:

Baked Virginia Ham, Champagne Sauce, 40 Cents

These German specialties are dividing honors in popularity with the extraordinary Table d'Hote Dinner (Sundays from 5 to 8:30) at One Dollar. Musical programme daily by the Imperial German Orchestra.

Entrance on Sixth and Alder.

AMUSEMENTS

BOX OFFICE SALE OPENS TOMORROW.
HEILIG Hall and Morrison Main 1, A 1122
E. H. SOTHERN
ALL NEXT WEEK
Mon. & Tues. Nights, Wed. & Sat. Mats., "IF I WERE KING."
Wed. Eve., "HAMLET."
Thurs., "MERCHANT OF VENICE."
Fri., "TAMING OF THE SHREW."
Sat. Eve., "HAMLET."
Prices, Both Night and Matinee—Lower Floor, $2, $1.50; Balcony, 5 rows, $1.50; 4 rows, $1; 6 rows, 75c; 4 rows, 50c. MAIL ORDERS RECEIVED.

Heilig Theatre
Friday, Feb. 6
Saturday, Feb. 7
MOOSE MINSTRELS
Under the auspices of
Portland Lodge, No. 291
Loyal Order of Moose
for the benefit of the building fund.
TICKETS
$1, 75c, 50c, 25c
All the latest songs and jokes.
Performances at 8 P. M.

BAKER THEATRE Main 2, A-5360. Geo. L. Baker, Mgr.
The Popular Baker Players
Extraordinary attraction this week. Every night, Mat. Wed. and Sat. One of the finest dramatizations ever presented of "The Silver Horde," by Rex Beach, author of "The Spoilers" and "The Barrier." Thrilling tale of the frozen north. Remarkable bill Nights, 25c, 35c, 50c, 75c; boxes, $1. Wed. Mat., 25c all seats except boxes, $1. Sun., 25c, 50c. Next week, "The Country Boy."

LYRIC Fourth and Stark Sts.
Keating & Flood Musical Comedy Company in "Variety Isle," comedy success, full of catchy musical numbers, specialties, athletic contest; Thursday night, 50-piece dinner set for 5 cents; Friday night, chorus girls' contest. A $1 show at popular prices. Nights, 15c and 25c. Matinee, any seat, 15c.

PANTAGES
Broadway at Yamhill.
Little Hip and Napoleon, educated elephant and chimpanzee. Peggy McCellan, The Sylphines. "Wen by Teh." A Hiss on Hogan." Special attraction, 3 Johns, sensational perch act. Popular prices. Boxes and first row balcony reserved. Phones A-2236, Main 4636. Curtain 2:30, 7:30, 9:10.

COLUMBIA THEATRE
Broadway at Washington.
Feature Wednesday, Thursday and Sunday.
"OUR MUTUAL GIRL."
She Meets Notable People and Visits a Famous Millinery Establishment.
"THE RETURN OF HELEN RICHMOND," American Drama and "WOMAN IN A CLOSET," Keystone Comedy.
10c—ADMISSION—10c

O. A. C. Glee Club
Saturday, Feb. 7th, 8:15 P. M.
LINCOLN HIGH SCHOOL AUDITORIUM
Seats on sale Wednesday, Feb. 4, at Frank Nau's Drug Store
Admission 35c, 50c, 75c

Hotel Multnomah

-- Initiative --

As is usual, the management of the Hotel Multnomah recognizes the trend of public opinion and as usual have been the first to comply with the exacting desires of the people.

THE CABARET IS NO MORE

but in its place you will find an entertainment of the highest merit—catering to the most particular criterion of good music.

Miss Susanne Remi, Soprano
Senor Bollinoferi, Tenor

operatic stars of the first magnitude, have been engaged to assist Professor Heller's augmented orchestra in rendering a musical program—delightful.

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"The choice of the Pacific"

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These artists will also appear in free concerts, with orchestra, Sunday nights in lobby.

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Where cooking is an art and service a science.

THE cookery of Germany and France, as well as the American styles, tempt the jaded appetite here. The service is as the most exacting would have it—prompt, courteous, efficient.

Musical Features Unique During Lunch, Dinner and After the Theatre

Signor Metro Marino and his orchestra, assisted by the American Beauty Revue Chorus, render a well-balanced program during the periods mentioned above.

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