

DIECK WILL RESIST ATTEMPT TO ABOLISH CITY'S REPAIR SHOP

Commissioner Believes Step
Taken by Council During
Absence Is Step Backward

"SIDE-STEPPING" DENIED

Mayor Declares He Has Not Countenanced Any Attempts to Have
Work Done Elsewhere.

Believing that the plan decided on for repairing to city apparatus hereafter is a step backward and means the abolishment of the general municipal shop plan, Robert G. Dieck, commissioner of public works, is to take steps to have the recent action of Mayor Albee and Commissioner Bigelow rescinded. They decided to move from the present shop building and establish a smaller shop in the fireboat station at the foot of East Washington street and a garage in the basement of a building on Fourth and Market streets.

This action was taken at a conference held by the two with Purchasing Agent Wood and was done in the absence of Commissioner Dieck from the city. On his return this morning and after learning of the change he said that he would enter strenuous protests and see what could be done toward the reestablishment of the shops on a large scale and have all departments make use of them.

While Mayor Albee this morning admitted that there had been some "side-stepping" done and issues concerning the shop had been evaded, he stated that he could not be accused of any such action.

"Even though many complaints had been made to me," said the mayor, "of the work done at the shop, I was persistent in having the employees of my department having all repairs done there. If there were any repairs on machines in my department done on the outside they were done without my knowledge or consent. I am certain in favor of the shop plan if handled correctly."

CENSORSHIP LAW PREPARED

Mayor Expects to Introduce Ordinance Next Wednesday.

The proposed motion picture censorship ordinance for the regulation of motion pictures has been prepared and will be introduced by Mayor Albee probably at Wednesday's meeting of the city council. This regulation feature has been the subject of considerable comment and the motion picture exhibitors say they will oppose it because it does not give them the right to appeal to a jury.

The proposed measure provides for a board of appeals consisting of the municipal judge, the public librarian, city superintendent of schools, the chairman of the public welfare commission and the fifth to be a woman elected at large by the other members. It is proposed to have the decision of this body final.

The proposed ordinance increases the size of the board of censors and provides for viewings.

No changes are made in the original provisions prohibiting pictures obscene or immoral in nature or pictures depicting crime and other matters injurious to the public. The proposed penalty is \$300 or 90 days in jail.

AMENDMENT TO FRANCHISE

Council Reaches Tentative Agreement on Application.

The franchise sought by the Portland & Oregon City Electric Railway company for a route into the city on East Twenty-fourth and Second streets from the south was tentatively agreed to by the city council yesterday afternoon. The most important amendments made are those requiring the company to sell six rides for 25 cents; giving the council the right to change tracks from one street to another, and a change in the annual amount to be paid the city for the use of the streets.

In no other franchises are such provisions contained, but it is considered likely, however, that all franchises granted hereafter will have these features embodied. It will be some time before the council actually grants the franchise.

MARKET COMPLAINT FILED

Some Dealers Are Not Bona Fide Producers, It Is Said.

Containing that there are a number of dealers on the public market who are not bona fide producers, but are really taking advantage of the public market plan to sell goods without paying a license fee, a large number of Italian producers and dealers have protested to Commissioner Dieck.

In a communication directed to him yesterday, the protestants say that the practice is confined to only a few on the market, but that they are positive that these few are merely using the market to get out of paying a license.

Patrolman Is Discharged.
Because of alleged insubordination T. F. Richardson, a member of the police department, was today discharged by Chief of Police Clark and charges filed with the municipal civil service board.

Chief Clark charges the patrolman with neglecting his duty.

Commissioner Dieck Returns.
Commissioner Dieck returned to Portland today after a six day trip along the coast. Commissioner Dieck and family walked from Seaside to Bayview.

Paddocks Have Boy.
Oregon City, Or., July 24.—Born to the wife of Harry O. Paddock of Gladstone, a boy, Friday. Mother and child are doing well.

LAST CHANCE TO HEAR

The Noted Anarchist
EMMA GOLDMAN

Lectures at Scandinavian Hall
Fourth and Yamhill

SUBJECT TONIGHT
"Why and How the Poor Should Not Have Children."

JOHN REED, Chairman.

Pastor, Members of Church Take Sides

Woman Charged With Failure to Give
Proper Funeral Care to Girl—Other
Cases Heard.

A St. Johns woman was before the juvenile court today charged with failing to give proper funeral care to her 11 year old daughter. The pastor and members of the church which the woman attends were present and took sides in the case. The woman and her prayer meeting while the girl ran wild. The others said she did not "do any such thing." The mother said she left the girl alone while hunting for her son.

Judge Gatens sent the girl to the Fraser Detention home and also ordered her taken to the beach for a couple of weeks' outing.

An 11-year-old newsboy was charged with stealing a purse. The man who lost the purse identified the boy and said he gave the youngster \$5 for returning it. Judge Gatens ordered the boy to stop selling papers for a year.

Two German youths appeared as defendants, their mother being alleged, having sent them out to gather cigar stubs for him. The mother explained she and her husband did not know they were doing it.

Two boys, 18 and 17 years old, were fined \$4.50 each for stealing a boat and were ordered to pay the owner 50 cents damages each.

Dogs Not Only Ones That Need Muzzle

Many Human Beings Need Same Dose,
Says Dr. James W. Brougher at
White Temple Last Night.

Dr. James W. Brougher, former pastor of the White Temple, lecturer, and present head of the Los Angeles church made famous by Dr. Robert Burdette, is a strong believer in muzzles. He would not limit the use of muzzles to dogs and animals, either, for he told the audience at White Temple church last evening that lots of people need them.

The subject of the evening was, "People Who Ought to Be Muzzled." It was distinctly a "brougherouser" sermon, as a strong believer in muzzles, he said, is the man or woman who uses careless words. The next is the liar. Another is the gossip, and upon this class the doctor spent considerable time.

Dr. Brougher also insisted that swearers ought to be muzzled. Another class needing a muzzle, he said, is the "booster" — not the old down-and-out gutter character, but the nice, polite society "booster." While on this subject, Dr. Brougher predicted that Oregon would go dry this fall. The other persons the speaker would muzzle are the pessimists, the doubters, the deniers, he claimed, is what lowers the standard of the world today.

Opening the lecture, Miss Alice Junge sang two numbers, with Mrs. C. A. Hoppen as accompanist. O. C. Wright introduced the speaker.

Accused of Leaving Wife to Join Army

Woman Granted Divorce and the Custody of Her Daughter; Another Gets Divorce; Suit Is Filed.

Alvin L. Brown deserted his wife at Salem, March 11, 1911, to join the army, according to testimony of his wife, Laura Brown, in her divorce suit this morning, and is now serving a sentence in the federal penitentiary at Leavenworth, Kan., for deserting the army. She was allowed custody of a young daughter and the divorce.

Wanda Jager was granted a divorce from Leonard Jager who charged with deserting her October 8, 1910. They were married at Cleveland, Ohio, October 5, 1907. She was allowed custody of their daughter.

L. M. Myers filed suit for divorce against Clara B. Myers charging cruelty. They were married in Vancouver, Wash., December 18, 1912.

DEAL FOR SALE OF EVENING TELEGRAM NOW CONSUMED

(Continued From Page One.)

about three years ago. He was one of the largest timber operators in the state of Pennsylvania and had other extensive interests. These interests are still being operated as the Wheeler estate.

J. B. Wheeler came to Portland nine years ago and has since been in the timber business. He is interested in large timber holdings in this state and is president of the Wheeler Timber company. He is also president of the McCormick Lumber company in the Willapa Bay country, in southwestern Washington, and is a director of the Lumbermen's National Bank.

Will Be Republican.
He lives at Sixteenth and Elm streets. His brother is a young man, also engaged in the timber business, in an elementary way, to use his own modest words, by putting it. He came here about a year ago to join his brother and is a Yale graduate of the class of 1911.

"The deal for the Telegram has been closed," admitted Mr. Wheeler this morning, "and unless something unforeseen happens, the transfer will be completed by next Monday morning. Neither I nor my brother have ever been connected in any way with the newspaper game, but we are willing to see what we can do."

"Politically, the Telegram will be Republican; anything but 'T. R.' other policies are yet to be outlined. The deal is my hope to have the paper work for all that is going to be for the state and to aid in the development of all its natural resources and for the good of the state and the Pacific Northwest."

Neutral in Fight.
"While I personally see merit in the prohibition movement, the paper was not bought with the idea of devoting it to the prohibition campaign now being waged in the state. The Telegram will be absolutely independent and neutral in this fight."

"I would like to have this made plain, for the purchase has nothing whatever to do with the prohibition campaign."

The Telegram has been published for a period of more than 30 years, having started as the Bee in the year '70s. The Bee was published for three years and then transferred to the Oregonian Publishing company and its name changed to the Evening Telegram. For two years it was known as the Oregonian Telegram and then as the Oregonian.

Colonel Moffett, who ran it as a strictly Democratic paper. At the expiration of the lease the management reverted to the Oregonian Publishing company and since then it has been Republican in politics.

COURT DENIES PLEA FOR DIRECTED VERDICT IN LAND FRAUD CASE

Defense Loses Point; Arguments
on Motion Took Up
Entire Forenoon in Court.

ISSUE MUST GO TO JURY

Frivolous Use of Mails Alleged by
Government Involves Taking of
Much Testimony in Court.

Failure was the fate of a motion made in the United States district court today to secure a directed verdict of not guilty in the case of E. J. Sellers, who, with W. F. Minard and J. W. Logan are on trial for fraudulent use of the mails in connection with their activities in "floating" persons on the disputed Oregon and California railroad grant lands.

The entire forenoon was taken up with arguments for and against the motion and Attorney Ryan, for Sellers, asserted that there was no evidence pointing toward Sellers as a "conspirator" in the location scheme, as charged in the indictment. He also urged as a further reason for a directed verdict, that Sellers had shown good faith, and this good faith was indicated by the fact that he purchased a claim and had his friends and relatives do the same.

Reames Makes Reply.
In reply Reames declared that, while Sellers may have gone into the proposition in good faith at the beginning, for the money there was in it. He referred to the organization of the form by Harper and Sellers, and capitalized at \$1,000,000, although it owned no property, no leases, nor any other assets of moment. "Sellers," he stated, "certified that he attended to the coal company's business exclusively. Further investigation shows that this work consisted of waiting—then waiting some more."

"I think this case should go to the jury along with the others," he said. After Ryan had made a short reply, Judge Bean made an extended statement covering the points raised, and declared in relation to what makes up a "conspiracy." He declared the fact that Sellers did not enter into the scheme until after January 1, 1905, was not an exception to the conspiracy, was formed, had nothing to do with the case.

Then he denied the motion, and Ryan noted Monday afternoon it is anticipated that the first arguments will be made to the jury.

By stipulation E. D. Townsend, who acted as the first prosecutor for the government when the land grant case against the railroad was taken up in 1908 will appear as a witness for the government. Mr. Townsend handled the case until this spring when he resigned. He is now en route from Casper, Wyo., and will arrive in Portland tomorrow evening.

Government Case Near End.
The government virtually closed its case against the defendants yesterday afternoon. The closing minutes of the afternoon's session was given over to the testimony of E. D. Stewart, of Roseburg, a deputy sheriff of Douglas county, N. M. Thorne, of Roseburg, a bank cashier, and Thomas Williams, Leavenworth, Kan., for deserting the army.

Minard had lived a number of years in the timber business, and he acted as the witnesses, and Williams had known him all his life.

Their testimony was used to offset the testimony of the government witnesses in good faith in making applications for grant lands for his clients and that he accepted their money for the work believing that they would secure the lands ultimately.

He admitted, however, since the trials started that he has changed his mind and is not now so sure that they have the chance to secure the claims as they once had.

Hearing Delayed By Judge's Absence

Absence of District Judge Jones
from the city prevented the hearing of
arguments on the case of E. J. Sellers
and his associates.

Arguments on the complaint charging him, as manager of the State Security company, with accepting illegal interest. It will probably be argued Monday. Attorney Hamaker, representing Ware, alleges in the demurrer that the complaint does not state facts sufficient to constitute a crime.

Examination of the company's records has brought to light the fact that certain people were paid \$1 each for bringing in borrowed names and that man made \$13 in this manner. Other papers show that clients of firms which business were paid for at \$1 to \$2 each.

Practically all papers seized from the offices of the company when Ware was arrested have been examined, and the efforts of deputy district attorney Maguire and Special Agent Gorman are now being directed toward putting the evidence in shape for the grand jury.

GIRL ATTACKED BY MAN Drowned in River

While on her way home after alighting from a street car about 8:30 o'clock last night, Miss Merle Landingham, 17, of 678 East Thirteenth street, North, was attacked by an unidentified man who pulled her from the car, and she resisted his attack.

The girl resisted his attack and scratched the man's face severely in protecting herself, screaming so loudly that he took her by the head and threw her into the river. She was in such a position that he went in over his head, and had it not been for his father, who was on the bank, he would probably have drowned.

New Company Formed.
Circuit Judge McGinn this morning filed a petition for incorporation of the McGinn Investment company, capitalized at \$100,000, with County Clerk Coffey. The company is formed to handle property belonging to Mrs. Anna McGinn, mother of Judge McGinn, which was left by her husband, Charles McGinn. Mrs. McGinn, Judge McGinn and Mrs. Anna McGinn, sister of Judge McGinn, are the incorporators.

Anonymous Letters Barred.
An opinion from Attorney General Crawford was rendered this morning by Deputy District Attorney Maguire in which Crawford held that the publication of any anonymous matter touching upon public measures or candidates is prohibited by the corrupt practices act. He said that he believed the act was broad enough to cover both, and the statements published can be just as misleading in reference to measures as in reference to candidates.

Two Men Held Up By Masked Robbers

First Robbery in Washington Park,
Other on Twelfth Street; Detectives
Believe Same Men Committed Crimes.

Two masked men held up and robbed Charles McCanta last evening in the Washington park. The robbers carried \$5 and a gold watch worn by the man. His companion, a young woman, was not molested.

The couple was seated on a bench near the entrance at 10:30 o'clock. The men approached the couple, one holding a revolver over McCanta, who was told to raise his arms, while the second bandit searched him. The young woman believed the robbers were searching the victim's pockets. After walking away toward Washington street. The police were notified, but a search of the vicinity failed to locate anyone answering the description of the two highwaymen.

E. J. Billings, 264 Twelfth street, reported to the police at midnight that two men stopped him in front of his home, ordered up the man's hands and began searching his pockets. After the first fright Billings loudly called for help, which frightened the two highwaymen, so they ran down Twelfth street. The two men did not get away with anything of value. Detectives Craddock and Vandyke are looking for the robbers, who were committed by the same pair.

Towns Expect Boom.
Walla Walla, Wash., July 25.—The completion of the Celilo project at The Dalles is bringing the western end of Walla Walla county into the limelight, according to local residents, is being put in readiness for a real boom. Other western county towns will profit, but indications now point to a special boom for the lower river town.

Forest Grove Store Robbed.
Forest Grove, Or., July 25.—The drug store of Van Knapghet Reder, formerly owned by C. S. Miller, was broken into last night and \$12.40 was taken from the till and \$60 was taken from a strongbox. The burglar gained entrance by removing a pane of glass from one of the windows and left no clue.

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Inquiry Is Begun By Commissioner

Alleged Irregularities in Purchase of
Foodstuffs for Prisoners at Lunton
Rockpile in Limelight.

Investigation has been started by Commissioner Bigelow of alleged irregularities in the purchase of foodstuffs for the prisoners at the Lunton Rockpile. The investigation was started by Commissioner Bigelow of alleged irregularities in the purchase of foodstuffs for the prisoners at the Lunton Rockpile. The investigation was started by Commissioner Bigelow of alleged irregularities in the purchase of foodstuffs for the prisoners at the Lunton Rockpile.

Because a test of William Blohm's speedometer demonstrated that his testimony that he had been driving at less than 25 miles an hour was correct, according to that speedometer, District Judge Bell suspended sentence on Blohm's plea of guilty to a speeding charge. The attachment was new and was found to register too low.

H. G. Hartshorn was let off with a \$5 fine when he explained that one of his lights went out and could not be replaced. He said he was trying to get to a place where he could refill the lamp.

A warrant was issued for the arrest of Emil Wahl because he failed to appear to answer a charge of speeding on the Sandy road. Motorcycle Officer White arrested Philip S. Kann on the same charge and he and Wahl will be given hearings before District Judge Jones next week.

Bids Are Opened.
Four bids for the change in the ventilation system of the engine room of the courthouse were opened this morning by the county commissioners and will be checked over by Whidden & Leggett, architects. G. E. Weaverson offered to do the work for \$1125; W. G. McPherson company for \$1175; John McCusker for \$1234; and J. C. Sawyer Furnace company for \$1314.

Hill Still in Race.
Hood River, Or., July 25.—D. M. Hill, who was nominated on the Democratic ticket for joint state representative for Hood River and Wasco counties, says he has not withdrawn from the race as reported in local papers.

But One Jury Remains.
But one jury remains on duty and as soon as it is discharged jury trials will end in the circuit courts for the summer. All of the remaining jurors have been excused for the remainder of the term.

Death Takes Last Son From Mother

Funeral of Clinton F. Howe Is Held
From White Temple — Two Other
Sons Die Violent Deaths.

Swellord, Or., July 25.—The funeral of Clinton F. Howe, son of Mrs. D. K. Howe, who died at his mother's home, 498 Nehalem avenue, last Sunday, was held from the White Temple Tuesday afternoon. Rev. W. B. Hinson, pastor officiating. Interment was in Lone Fir cemetery. Howe has long suffered from valvular affection of the heart and recently returned home after seeking in vain to benefit his health in Crook county. He had been a member of the Baptist church since he was 19 years old. His death removes the last member of the family of Mrs. D. K. Howe, whose son was drowned in the Willamette and whose other son was killed by a motor car ten years ago. The husband died 12 years ago.

It was found that Swisher had already attached the place in a suit for the testimony of E. D. Stewart, of Roseburg, a deputy sheriff of Douglas county, N. M. Thorne, of Roseburg, a bank cashier, and Thomas Williams, Leavenworth, Kan., for deserting the army.

Sabin alleged that Swisher is not observing the law which requires that he shall keep the property intact, unless the goods are perishable.

The First National Bank

FIFTH AND MORRISON STREETS
Capital and Surplus \$3,500,000
Interest Paid on Savings and Time Deposits

Security Savings & Trust Co.

FIFTH AND MORRISON STREETS
Capital and Surplus \$ 350,000

To Our Customers:

We take pleasure in announcing to our friends and the public the amalgamation of the Security Savings and Trust Company with the First National Bank. The capital stock of the First National Bank is now increased to \$2,500,000.

The directors, officers and staff of the Security Savings and Trust Company have been added to those of the First National Bank, which will care for and handle the Commercial and Savings business of the Security Savings and Trust Company.

In addition to paying interest on savings deposits, the First National Bank will hereafter pay interest on deposits when made for a specified time.

The Security Savings and Trust Company, with a capital of \$250,000, will continue in business under its old officials, caring for the many trusts and guardianships with which it is charged, and is ready with its facilities to transact all business which pertains to a Trust Company.

Until our new building is completed (which is to be erected at Fifth and Stark streets) the two banks will occupy the present quarters of the Security Savings and Trust Company, at Fifth and Morrison streets.

Our enlarged staff enables us to give the most careful attention to any business entrusted to us, whether the transactions are large or small.

We hope for the continued friendship of our old customers, while our increased capital will enable us to serve new friends by extending them all the facilities and credit compatible with good banking.

FIRST NATIONAL BANK
By A. L. MILLS, President
SECURITY SAVINGS AND TRUST COMPANY
By C. F. ADAMS, President

NORTHWEST NEWS IN BRIEF

Kennewick Hotel Burns.
Kennewick, Wash., July 25.—The Artisan hotel was completely destroyed by fire yesterday. The cause of the blaze is unknown. The loss to building and furniture is estimated at \$3500 and is covered by insurance. The owner of the building is T. J. Ennis.

New Convict Camp.
Walla Walla, Wash., July 25.—Sixty inmates of the Washington state penitentiary will be selected by the state board of control next Tuesday morning for a new honor camp which is to be established on state highway no. 8.

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