

SEWER SYSTEM WILL BE RECONSTRUCTED AT COST OF \$250,000

Resolution of Intention to Re-build Tanner Creek Line Has Been Prepared.

WORK IS BIG UNDERTAKING

System Which Drains West and Northern Parts of West Side Was Put in About 25 Years Ago.

The Tanner Creek sewer system built about 25 years ago and which drains the west and northern parts of the west side is to be reconstructed at a cost of \$250,000, according to plans of the municipal bureau of sewers. A resolution of intention to reconstruct the sewer had been prepared and will be presented to the council within a few days.

This will be one of the largest sewer projects undertaken in Portland in several years. The big pipe is to be rebuilt from a point near Seventeenth and Taylor streets to the river, and the cost will be assessed to property in the district drained by the system.

The present six-foot pipe beginning at a point near Lowndes and Washington streets and ending at the river is in the most dangerous condition and is liable to collapse. Investigations have been made by J. S. Sharp, chief of the bureau of sewers, and by Engineer Ralph Modjeski, and both recommended that the big conduit be reconstructed.

There are nearly 7000 lots in the preliminary assessment district which will be affected. The average assessment will be \$40 a lot. Plans call for the monolithic concrete type of construction.

No Reduction Now.

G. E. Pelton, mayor of Milwaukie, and member of the council of that town, appeared before Commissioner Daily this morning to learn whether the city would reduce the water rate now charged Milwaukie for Bull Run water. Commissioner Daily told them that the rates for this year had already been fixed, and that there was no possibility of a reduction before 1917. This water to Milwaukie passes through a meter at the city's limit, and the town pays according to the amount of water used.

Plumbers Make Protest.

Plumbers do not want the city to install water service connections and thus take away work which has been handled by them for many years. A delegation of plumbers was before the commissioners this morning protesting against such a move. The ordinance providing for the installation of house service connections by the water bureau has been given first and second readings and will be finally acted upon within a few days.

Drinking Fountain Offered.

The Rotary club wants to give the city a drinking fountain to be erected on the Columbia river highway near Wahkeena falls. The offer was made to Commissioner Baker and is to be acted on by the city council tomorrow. It probably will be accepted.

To Inspect Big Sewer.

Engineers appointed to advise the city council as to the condition of the Montavilla sewer are to inspect the big

pipe tomorrow. The engineers are J. E. Newell, J. L. Stannard and George C. Mason, representing the local chapter of the American Society of Engineers, and G. A. Kyle, representing the Montavilla residents. Members of the city council propose to go through the pipe later.

CORVALLIS MAIDEN IS MAINTAINING LEAD IN CONTEST FOR QUEEN

Miss Georgia White Holds Position; McMinnville Girl Entered Race Today.



Miss Georgia White.

Miss Georgia White of Corvallis is maintaining her lead of the past few years in the race for queen of the Rose Festival.

Today she leads Miss Louise Taylor of Portland by nearly 4000 votes. Miss White is sponsored by the first department of Corvallis and with the united backing of the citizens of that city will undoubtedly make a splendid

A new candidate entered the lists today in the person of Miss Beulah Vanderpool of McMinnville. This gives McMinnville two candidates and the distinction of being the only city outside of Portland with more than one.

Ballots may be purchased at the contest headquarters in the Northwestern bank building at the rate of 10 for 1 cent.

Following is the standing of votes cast up to 10 o'clock today:

Georgia White, Corvallis	43,657
Louise Taylor, Western Union	39,716
Jewel Carroll, Knights and	36,729
Muriel Saling, Pendleton	23,644
Marian Anderson, Albany	21,815
Lillian Hendrickson, Foresters of America	17,281
Anna Allen, Metropolitan Life Insurance company	15,117
Edel Fraach, Eugene	12,422
Rose Uptegrove, Oregon City	10,525
Eleanor Jackson, Modern Foresters	7,919
Mrs. Maud Gilman, G. A. R. and Relief Corps	6,199
Myrtle McClarkin, Rose City Park	309
Beulah Vanderpool, McMinnville	79
Mildred Peak, Vancouver	41

KAVANAUGH SUSTAINS LAW AFFECTING THE BUTTER SHIPMENTS

Statute Says Shipments Into Oregon Must Be Reported to Dairy Commissioner.

FACTS IN CASE ADMITTED

Attack Had Been Made on Ground That Law Violated State and Federal Constitutions.

Circuit Judge Kavanaugh today upheld the constitutionality of the law which provides that persons shipping butter into Oregon from another state must report the same to the state dairy and food commissioner.

The decision was made in the case of the state against Carl Schallinger, who was convicted in the district court of the crime of violating the circuit court. It is understood that the case will be carried to the state supreme court.

Facts in the case were admitted and stipulated by both sides. Schallinger brought a shipment of butter into the state from Idaho and made no report of it.

Section 69, chapter 343, laws of 1915, says: "All persons receiving butter within this state manufactured thereafter shall immediately thereafter make report of each shipment to the dairy and food commissioner, giving the amount of butter received and the date and place where manufactured or whence it was consigned or shipped."

Schallinger attacked the constitutionality of the section, alleging that it was in violation of both the state and federal constitutions, in that it was discriminatory and contravened the section of the constitution relating to the regulation of commerce between the several states.

"This law does impose some restrictions," said Judge Kavanaugh, "in overruling the demurrer of the defendant, but each state has inherent power to impose reasonable police regulations, it is of great public interest that its citizens be protected against inferior or adulterated foods, and the only way to determine that is by some method of inspection."

Judge Kavanaugh held that the law does not discriminate or violate the provisions relating to interstate commerce regulations.

"The restriction imposed by this law is merely incidental," said the court, "and is based on reasonable police regulations."

"ENTITLED TO ONE BITE FREE"

Contention Made in Behalf of Accused Dogs.

"Every dog is entitled to one bite free." This is one of the grounds on which Attorney C. E. Cochran, representing Dr. K. A. J. Mackenzie, based his motion for a non-suit in the action brought against Dr. Mackenzie by Mrs. Kirsten Nielsen for \$10,000 damages for injuries sustained when the doctor's dogs attacked her.

In support of his contention that every dog is entitled to one bite free, Attorney Cochran has cited an old English case, and an English case, known as "the monkey case." In these cases it was held that the master of the dog had no reason to suppose the dog, in the one instance, and a pet monkey in the other, were vicious until after they had attacked a person.

With that as a warning, if the owners did not restrain the animals, they would be held responsible for the acts of the animals, it was held.

As another ground for the motion for a non-suit, Attorney Cochran contends that the plaintiff has not shown the dogs were vicious, or that Dr. Mackenzie had any reason to suppose they were vicious.

Mrs. Nielsen, who is 68 years old, has a duck pond on her farm near Gaston, Or. Dr. Mackenzie owns a place in that vicinity, and has two purebred bird dogs and an alreade. The dogs were killing the tame ducks when Mrs. Nielsen attempted to drive them off. The dogs turned on her, inflicting injuries which she says confined her to her bed for two months.

The case is being tried before Circuit Judge Davis, who will hear further arguments and authorities bearing on the motion for a non-suit this afternoon.

POICEMAN TAKES APPEAL

M. E. Crowe Takes Case to the Supreme Court.

M. E. Crowe, discharged policeman whom Mayor Albee refuses to reinstate, has filed notice of his appeal to the state supreme court from the decision of Circuit Judge Gantenbein sustaining the demurrer to the complaint filed by Crowe against Mayor Albee.

Crowe sought to compel Mayor Albee by mandamus to reinstate him, basing his action on an order of the civil service board, which held Crowe should be reinstated at the end of six months from the time he was dismissed.

It is expected that the supreme court will be asked to decide whether the mayor or the civil service board is supreme in authority in determining when a civil service employee shall be dismissed for cause.

SUIT FOR RECEIVERS FILED

Beaver Mill Company's Assets \$33,200; Liabilities \$39,700.

Suit for a receiver for the Beaver Mill company, which is operating a sawmill in East St. Johns, has been filed by the Wisconsin Logging & Lumber company, the Multnomah Lumber & Box company and the Columbia Logging company.

The Oregon Iron & Steel company, which has obtained a judgment against the Beaver company for \$1100, and Sheriff T. M. Hurlburt are also made defendants in order to prevent the execution of the attachment held by the Oregon Iron & Steel company.

The complaint says the Beaver company's assets are \$33,200 and places its liabilities at \$39,700.

EMPLOYEE AWARDED VERDICT

Woman Given \$303.08 for Personal Injuries.

Twelve men were on the jury that decided the suit brought by Inge Johnson, employee in the Portland hotel laundry, against the hotel company for \$2500 damages for personal injuries. Two of them were in favor of awarding her \$1, another favored giving her \$800, and the others favored various sums between these two extremes.

One of the jurors polled the jury and put down on paper the sum each favored awarding the plaintiff. The sum

were added. Then the total was divided by 12. The answer was \$303.08. That was the exact amount of the verdict which the jury returned in Judge Kavanaugh's court yesterday.

Appeal Brief Filed.

The brief in the appeal in the United States Cashier case was filed with the circuit court of appeals at San Francisco today. The defendants, Frank Menefee, H. M. Todd, B. J. Bonnell and O. A. Campbell, base their appeal on the contention that the court erred in admitting certain testimony and also on the character of the instructions given the jury by the court. The government will file its brief in a few days. The appeal will be heard at San Francisco May 8, District Attorney Reames appearing for the government.

Mrs. Prettyman Secures Decree.

Mrs. Beda K. Prettyman was granted a divorce today from George B. Prettyman by Circuit Judge Davis. Mrs. Prettyman said that her husband became angry at her one night when they were returning home from a public entertainment and on the public highway proceeded to spank her as one would spank a child and then took off her shoes and tickled her on the bottom of the feet until she became hysterical. They were married at Astoria February 15, 1913.

Says Husband Annoys Employers.

To save herself from being discharged from her position as a domestic, Mrs. Ora Herrmann today petitioned for an order of the circuit court restraining her husband, Frank Herrmann, whose true name she says is Frank Gustafson, from visiting her and harassing her employers. She is working to support herself and baby. She also asks for a divorce from her husband on the grounds of cruelty and failure to support her.

Indictments Are Dismissed.

On the grounds of insufficient evidence to warrant a conviction, indictments against Dave Wheelless and James H. Rinehart have been dismissed by Judge Morrow, on motion of the district attorney. The two were indicted on a charge of larceny from a dwelling.

Verdict Returned for Defendant.

Golda Klees, who was struck and injured by a jitney, lost her suit for damages against Herman Fraeich. She was struck by a jitney on Division street and was dragged a considerable distance. She sued for \$2500. A jury in Judge Gantenbein's court returned a verdict for the defendant.

Verdict for Plaintiff for \$303.

Inge Johnson, laundry employee at the Portland hotel, will receive \$303 for the injuries she sustained when a piece of the collar press fell on her foot. She sued the hotel company for \$2500. The verdict was returned by a jury in Judge Kavanaugh's court.

DECLARE THE LEAGUE DID THE WORK AND KING GOT THE 'CREDIT'

Oregon Democrats Wondering What Kind of "Dope" Was Handed Wilson.

MEMBERS EXPRESS VIEWS

Woodrow Wilson League, Alone, Responsible for Placing Leaders' Names on Ballot, It Is Said.

Oregon Democrats are wondering just what kind of dope Will R. King, late of Ontario, utilized to convince President Wilson and Vice President Marshall that he had been using his "active efforts" in and was responsible for, the names of the president and vice president having been placed on the primary nominating ballot.

Word has come back from Washington that the president has personally thanked Mr. King for his activity in having the president's name placed before the voters; and further, that Mr. King is in receipt of a letter from the vice president, in which Mr. Marshall thanks Mr. King for the "courtesy" shown by his recent efforts in securing Mr. Marshall a place upon the ticket.

League Claims Credit.

The funny, or sad, whichever way it is, part of the story is that Mr. King didn't have anything to do with getting President Wilson's name upon the Oregon ballot. That work was all done by the Woodrow Wilson league, which circulated petitions at its own expense and upon its own initiative in 29 of the counties of the state. Twenty-five per cent of the membership of the league is composed of Republicans who are in favor of the re-election of President Wilson and who have aided the circulation of the petitions with their contributed money. So it naturally stirs up the organization when it put up the money, furnished the effort and King gets the credit.

"It is pitiable," is the way Dr. C. J. Smith, president of the league, expresses the feelings of the organization. "King didn't have a thing to do with putting the president's name on the ballot."

"The Woodrow Wilson league circulated the petitions, gathered the names from 29 counties of the state, checked them and filed the petition."

"It's absurd," Dr. E. T. Hedlund, a

member of the executive committee, says. "King has been handling something to the president to make him believe that he had anything to do with placing the name on the ballot. King did not do a single thing. He is just working President Wilson for a little advertisement to use in trying to make the people of the Second congressional district believe he is close to the president and therefore should be sent to the national convention."

Mrs. Harriet Matt Dies at Gervais, Or.

Gervais, Or., April 20.—Mrs. Harriet Matt died this morning at 2 o'clock at her home in Gervais, aged about 87 years.

Mrs. Matt was born in British Columbia, but was an early pioneer of Oregon, and had lived many years in Gervais. Her husband died 27 years ago. She is survived by eight children: Frank, of Klamath Falls; Albert, Eva, Mary and Frances, of Portland; Ada, John, of Salem, and Mrs. J. Bingham and Paul, of Gervais.

The funeral will probably be held Saturday from the Catholic church in Gervais.

Would Safeguard Children.

Contending that it would be detrimental to the health of children to allow them to pick over garbage, debris, etc., Dr. M. B. Marcellus, city health officer, has written a letter to the council protesting against any action in allowing the Junior League of Post-Savings Banks to salvage the garbage handled at the incinerator. No person has yet been given the league to salvage the stuff.

HENRY FORD STILL IS LEADING IN NEBRASKA WITH CUMMINS NEXT

Hughes Poor Third in Presidential Preference Primary; Both Bryans Defeated?

Lincoln, Neb., April 20.—(U. P.)

As returns from the Nebraska presidential preference primary continued to be tabulated today they indicated that both W. J. Bryan and C. W. Bryan had been defeated.

The latter is behind Keith Neville for the Democratic nomination for governor, and the former secretary of state is seventh in the list of candidates for delegates-at-large to the national convention, with four delegates to be chosen.

United States Senator Gilbert M. Hitchcock has apparently been nominated. Judge Kennedy is running ahead of ex-Governor Aldrich for the Republican senatorial nomination.

McKevie and Sutton are in a close race for the Republican nomination for governor.

In the G. O. P. presidential primary Henry Ford still has a lead, with Cummins second and Hughes a poor third.

Alaskans Are Uninstructed.

Seward, Alaska, April 20.—(P. N. S.)

—Lewis F. Shackelford of Juneau and William A. Gilmore of Nome will be Alaska's delegates to the Republican National convention at Chicago in June. They will go to the convention uninstructed.

At the territorial convention here yesterday a motion to instruct the delegates for Roosevelt was defeated. The convention recommended that C. D. Murane be appointed national committeeman from Alaska.

No action with regard to the nomination of a territorial delegate to congress has been taken, but it is expected that James Wickersham, present delegate, will be renominated. The convention is awaiting word from Wickersham as to his willingness to stand by the platform which the convention will adopt.

George Schofield of Nome is the nominee for territorial attorney general.

Mrs. Loydgren Buried.

Funeral services were held this afternoon for Mrs. Maria Christina Loydgren, aged 80, who died at her home, 891 East Twenty-seventh street north, April 17. Funeral arrangements were in charge of the Pearson Undertaking company. Interment was in Rose City cemetery. Mrs. Loydgren had resided in this city for the past 10 years and is survived by her husband, Mathias Loydgren, and five children, as follows: Mrs. Matilda Johnson and John and Alex Loydgren of this city; Leonard Loydgren, Hubbard, Or.; Mrs. Christina Tingstrom of Sweden.

Celebration Caused Divorce.

Los Angeles, April 20.—(U. P.)—He laughed when I had appendicitis and rode past the house seated on a horse," Mrs. Leafie Sloan Pugh told Judge Wood, and she is divorced today from William Pugh as a result.

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It's a story of a "border" man, the embodiment of hate for all mankind—and womankind. Of a girl with unsullied love in her heart for every one. Her final triumph—when he proves true to the creed of his race—to protect its women.

Also the Keystone Scream—The Last Laugh

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Fatty Arbuckle in Comedy

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