

DRIVERS' ATTORNEYS DENY THAT AUTO IS DANGEROUS WEAPON

Question Brought Up Through
Accident on Highway to Be
Answered by Court.

DEMURRER IS SUBMITTED

C. A. Warriner Is Defendant in Case
Charging Assault—Hearing Will
Come Up Tomorrow.

The question of whether an automobile is a dangerous weapon will be tested in the hands of an intoxicated person who was charged with assault on a highway yesterday morning, when the demurrer to the indictment against C. A. Warriner will be argued.

A grand jury indicted Warriner, charging him with an assault with a dangerous weapon, to-wit, an automobile, as the result of an accident on the Columbia river highway, April 9. At that time Warriner ran down Mr. and Mrs. Henry Beckman, who were riding on a motorcycle, and inflicted injuries which will disfigure Mrs. Beckman for life.

A demurrer to the complaint was filed today by Attorneys Logan & Smith and J. J. Fitzgerald, representing Warriner. The principal contention upon which the demurrer is based is that the charge "that the defendant was armed with a dangerous weapon, to-wit, an automobile, does not constitute a crime, as it does not show how the defendant could be armed with an automobile or how he could use it as a dangerous weapon."

The demurrer also asserts "that the facts stated in the indictment do not constitute a crime under the criminal code of the state of Oregon."

District Attorney Evans has taken the view that any instrument which may be controlled by a person and may inflict injuries upon another can be classed as a dangerous weapon.

SUIT AGAINST CHURCH ENDS

Organization at Which Action Was
Aimed Not in Evidence.

Upon stipulation by Deputy District Attorney Collier and Henry S. Westbrook, representing the defendant, the case instituted by the state to dissolve the corporation of the United Christian Conference of the Church of Christ, Disciples, was dismissed today by Judge Gatens.

Notice was first directed to the organization in 1913, when the Right Rev. St. D. Martin and his wife were arrested following a tag day sale conducted by them. They represented that the tags were being sold for the benefit of charity, while charges were made that the money was being collected for their own use. Martin was convicted of vagrancy and sentenced to one year in jail and paroled by Judge McGinn.

So far as is known, the church organization is now a dead letter.

DIVORCE MILL STILL BUSY

Woman Gets Decree on Ground
That Husband Is Lazy.

"Shirless, idle and lazy, and refuses to work." On that ground, Ida M. Nisley was given a decree of divorce from Frank O. Nisley. They were married at Vancouver, Wash., in 1903.

Two other divorces were granted, as follows: Elizabeth Ziegler Zane vs. Leonardo A. Zane, married in New Jersey in 1885, desertion, and Bianca Tolosano vs. Michele Tolosano, married in California in 1913, cruelty.

Suits for divorce were filed as follows: C. A. Black vs. Eva Black, married in Portland in 1912, cruelty; William D. Sammons vs. Elizabeth Sammons, married in Los Angeles in 1911, desertion; O. J. Loughheed vs. Adelaide Loughheed, married in Toronto, Can., in 1896, desertion.

ALLEGED WOMAN WAS INSANE

Suit to Recover Money Paid Filed
by Administrator.

Alleging that Mrs. Hanna Ronning was insane and that anybody talking with her should have been able to tell she was insane when she entered into a contract to buy two lots, Christina Luft, administrator of the estate of Mrs. Ronning, today filed suit against the Fred A. Jacobs company to recover the \$440.80 that Mrs. Ron-

Fishermen's Train Schedule Changed

Oregon Trunk Announces Alteration
For Those Visiting Deschutes Section During Week End.

Effective May 13, the Oregon Trunk railway will change the time of its week end fishermen's train up the Deschutes to allow arrival at the various trout spots at a more favorable hour. The service will apply only on Saturday nights, returning Sundays, the week day service remaining as now.

The fishermen will leave Portland as now, either at 6 or at 7:10 p. m. as he wishes, the car being switched at Fallbridge to the Oregon Trunk, but remaining in the Fallbridge yards until 1 a. m. The train now leaves at 10:30. Under the new arrangement the train will arrive as follows: At Maupin, 3:26 a. m.; Freda, 3:58; North Junction, 4:20; South Junction, 4:48; Mecca, 5:17; Bend, 5 a. m. Returning train will leave Bend at 6:30 p. m.; Sunday, Mecca, 9:05 p. m.; South Junction, 9:33; Freda, 10:20 p. m.; Maupin, 10:49, arriving at Portland at 8 a. m. Monday morning as at present.

REAMES TO ARGUE CASES

Land Grant and Cashier Company
Issues Are Up.

United States District Attorney Reames will argue two cases before the circuit court of appeals at San Francisco Monday. One is the United States Cashier company case, in which Frank Meene, B. F. Bonnewell, H. M. Todd, O. C. Campbell and J. E. Gernert are appealing from their convictions on mail-fraud charges. The other case is the Southern Pacific's appeal from the form of decree of Judge J. W. Blinn in the Oregon & California land grant case, the railroad claiming it is not in accord with the supreme court's mandate in the case.

Nordin Found Guilty

J. P. A. Nordin was found guilty of practicing medicine without a license by a jury in Judge Morrow's court yesterday afternoon. Separate charges made by two persons—namely, Carl Ziegler and Mrs. C. Zippel—were tried at the same time, and the jury returned a verdict of guilty in both cases. Nordin, who pretends to be a naturopath, was found guilty in the district court, where a fine of \$100 was imposed, and he appealed to the circuit court. He will be sentenced by Judge Morrow next Wednesday.

Woman Asks \$10,000

Mrs. Mary E. O'Neill is asking for \$10,000 damages from the Odd Fellows' Home of Oregon, in a suit filed today, as compensation for injuries she alleges she received by falling from a step-ladder while hanging out clothes to dry on the porch at the home. She was employed as laundress. She is 57 years old. The bone in her left wrist was broken and she alleges her hand is partially paralyzed as a result of the accident.

Man Is Suspected

Deputy Sheriff Phillips is confident that P. C. Studer, who was arrested yesterday by Clackamas county officials on a charge of wholesale chicken thievery, is the same man who thinned out the chicken coops in the Lents district last winter. The sheriff's force has been after the man for the last two months. When the thief was operating in the Lents district, dozens of chickens would be taken in one night. The preference was for Rhode Island Reds.

Class Studies Government

Miss Rankin's class in economics at Lincoln high school visited the courts and the various departments of county government at the courthouse yesterday afternoon. They were piloted through the seat of county government by Edward Fisher, bailiff in Judge Gatens' court.

To Stop Night Speeding

For the purpose of putting a further check to speeding on the county roads at night as well as in the daytime, Sheriff Hurst has instructed Deputy Sheriff P. V. Rexford, motorcycle officer, to patrol the main highways at night.

Want Land Vacated

The Holcomb Realty company is seeking to have the city vacate portions of East Twenty-second and Buf-falo streets near the O-W. R. & N. tracks. The matter was before the council today but action postponed until the commissioners have opportunity to see the land.

COMMISSIONER DIECK WOULD HAVE \$12,000 FOR REPAIRING SLIDE

Baker Objects, Saying Much
Money Has Already Been
Allowed for Work.

MAYOR ENDS THE DISPUTE

Question Will Be Settled After Council
Has Viewed Conditions Reported
by Applicant for Fund.

Attempts of Commissioner Dieck to get an ordinance adopted appropriating \$12,000 more for the correction of slides in various parts of the city started a lively spat between Commissioner Baker and himself at today's session of the city council.

Baker questioned the necessity of the appropriation, asking: "What became of the money we appropriated for your department the first of the year?"

"The books show how the money has been spent," retorted Dieck. "But what I want to know is why we should appropriate money when we have appropriated money for your department the first of the year?" said Baker.

"These slides were unforeseen, but I'll be very glad to turn the department over to you and let you run it," was Dieck's rejoinder.

"Well, I'm willing to take a chance," replied Baker.

Mayor Albee did not let the arguments go any further, however. The council has already appropriated \$20,000 for the correction of slides, and this money has been expended and several debts incurred, according to Commissioner Dieck. He explained that the \$12,000 would go to pay debts contracted and do work that remains to be done.

The council decided to see the slides before passing the ordinance.

PROTESTANTS WERE ON HAND

Fulton Park Residents Ready in
Dog Pound Case.

Although a large delegation of Fulton residents was before the city council to protest against the proposed location of the dog pound by the Oregon Humane society in that district, no representatives of the society were present.

Mayor Albee explained that representatives of the society had told him that they would not attempt to locate on any site where the residents objected and with that explanation the Fulton people left, apparently satisfied.

Council Hears Testimony

Final action on the question of re-vo-king the license held by Fred Husman to conduct the Columbia pool and billiard room at 107 1/2 Sixth street, is to be taken by the city council this afternoon. This morning the council heard the testimony of Lieutenant of Police Harms and Patrolmen Richards, Welbrooke, Miller and Schum. Mayor Albee who seeks to have the license revoked, contends that gambling has been allowed in the place. Charles H. Culver, referred to as a "pool pigeon," said that he, on instructions given by Lieutenant Harms, had bet on pool games in the place and had seen other players bet.

Conservationists Hope to Save Oil

Fight Over Disposition of California
Oil Lands Begins in Senate—Phelan
Would Open Government Land.

Washington, May 5.—(U. P.)—Another fight started today over the disposition of California oil lands, conservationists organized a battle against the Phelan proposal, centering their attack on the provision opening naval reserve oil lands for development.

At the same time Senator Phelan completed his report favoring his belief in this particular, and is ready to push it in the senate. Conservation senators argue that all oil naval reserve territory should be retained by the government. In time they say other countries will run out of fuel oil, and if this country conserves its supply it will be in an exceptionally strong naval position. Clifford Pinchot is interested in this particular phase.



Architect's drawing of \$10,000 clubhouse which will provide comfort for members of the Portland Golf club at Raleigh station. The structure will be of wood and modern. It will replace the clubhouse destroyed by fire some months ago.

PUBLIC GOLF COURSE WILL BE DISCUSSED AT SESSION TODAY

Central Labor Council Pro-
tests Against Proposed Ex-
penditure.

Action on the offer of the Ladd estate for the use of a 151-acre tract in Eastmoreland for a municipal golf course was postponed by the city council this morning till this afternoon.

William Mackenzie and E. J. Stack, representing the Central Labor council, protested against the city appropriating \$4000 for municipal golf links, contending that the money could be spent to better purpose. Mackenzie said the city needed more comfort stations rather than a golf course.

Victor Johnson, president of the Waverley country club, L. A. Spencer, T. Morris Dunne and Dr. Millard Holbrook spoke in favor of the establishment of a course, saying that the same was not a rich man's game, but one which could be played by all classes.

The whole question on which the establishment of the course depends is whether or not the city has \$4000 which can be appropriated for the purpose. The city commissioners say there are no funds at present.

Hotel Is Defendant In Suit for \$7500

Administrator Seeks to Recover for
Death of Charles G. Baker as Result
of Savoy Fire in 1914.

Charles G. Baker died as the result of suffocation and burns he received at a fire in the Savoy hotel, 125 Sixth street, November 25, 1914. The fire occurred at 5:30 a. m. and Baker was a guest in the hotel at the time.

Today C. F. Walker, administrator of Baker's estate, filed suit against Benjamin Latz, owner of the hotel, and John E. Meister, Ernest Hasenmayer, O. A. Westerbeck and wife and the St. Nicholas cafeteria, lessees, for \$7500 damages.

It is alleged in the complaint that Baker's failure to escape from the hotel was due to the fact that the door leading to the fire escape was locked.

This is the second suit to be filed as the result of the fire. The first suit was filed by Mrs. Yantis, who was injured. It was compromised out of court.

Italian Airship Was Downed at Gorizia

Austrians Say Artillery and Airmen
Wrecked Flyer and Four Occupants
Were Killed.

Vienna, May 5.—(I. N. S.)—(Official)—"An Italian airship was attacked by our artillery and airmen yesterday and fell, a wreck, at Gorizia. Four of the occupants were killed. Our aeroplanes have bombarded the Italian camp at Villase." A squadron of our aeroplanes bombarded the Italian camp, sulphur factory and barracks at Ravenna, setting fire to the ammunition and factory.

Simultaneously our torpedo flotilla engaged four enemy destroyers at long range to the south of the mouth of the River Po. We did not score a success, as the superior speed of the Italians did not allow us to come close to them. Our aeroplanes participated in attacking the enemy vessels with Maxim's."

Aviators to Shower Roses Upon Hearse

Funeral of Long Beach, Cal., Fire Chief
To Be Unique, Three Aviators Agree-
ing to Fly to the Cemetery.

Long Beach, Cal., May 5.—(I. N. S.)—Showing large red roses on the hearse and along the line of march from the church to the Sunnyside cemetery, three aviators will take part in the funeral of Fire Chief Joseph Shrewsbury here tomorrow by flying over the funeral procession in their machines.

Aviators J. W. Boyd, Earl Daugherty and Henry Christopherson will make the flight.

Shrewsbury was killed Tuesday when his machine crashed into another department motor car while rushing to a fire.

Council to Decide

The city council will decide next Friday whether or not Tacoma avenue, Sellwood, is to be widened. The question was discussed today but action postponed.

Footrace on City Hall Stairs Holds Strangers' Gaze

Strangers in the city hall might have imagined that city employees were taking their morning exercise or a steeple chase was taking place this morning when 18 employees of the department of public works, spent several minutes running up and down the stairs.

They were not exercising nor were they racing. Building Inspector Plummer says he had them run on the stairs to determine how long it takes for a number of persons to pass a given point on the stairs.

He wanted the information to use in connection with the building regulations.

It takes 1-5 seconds for one person to walk downward one foot when 18 of them are in the line and the line is moving at a moderate rate of speed.

When such a line moves rapidly a person takes one second to walk downward one foot, according to Plummer's calculations.

Hilles Plans to Make Ready for Meeting

Secretary of G. O. P. National Com-
mittee Will Go to Chicago May 24 to
Prepare for Convention.

New York, May 5.—(I. N. S.)—Charles D. Hilles, chairman of the Republican national committee, will go to Chicago May 24 to make ready for the national convention on June 7. He will be accompanied by James D. Phillips, assistant secretary of the committee. On June 5 Mr. Hilles will move from the Congress hotel, where the headquarters of the national committee is to be, to the Blackstone hotel, where the tickets to the convention hall will be distributed.

The convention hall will seat 11,600. There will be 885 delegates, and each delegate is entitled to an extra ticket. The alternates will have only one ticket each. According to Mr. Hilles 850 tickets will go to the press, 50 to members of the national committee, 1000 to editors of Republican newspapers throughout the country, 2500 to the city of Chicago, 25 to each of the avowed presidential candidates, and 10 each to the National League of Republican clubs and similar organizations. The national committee will distribute what tickets remain.

Say Woman Admits Murder of Husband

Angels, California, Woman Said by
Police to Have Confessed She Helped
Man Kill Him With an Iron Bar.

Angels, Cal., May 5.—(U. P.)—The preliminary hearing of Jack Silva, charged jointly with Mrs. Stella Schwoerer with the murder of the woman's husband, George Schwoerer, was begun today. Her hearing is set for tomorrow morning.

According to the officers, Mrs. Schwoerer after being kept in solitary confinement for two days, has confessed to her part in the bloody deed. An iron bar, which she is believed to have used in aiding Silva to beat his husband to death, has been recovered from a well by the officers. The club which both Silva and the woman insist he used in the murder has been found.

Since being removed from their mother's presence, the officers say the Schwoerer children have given them valuable information, and that but few details are missing to complete the chain of evidence in the brutal tragedy.

Missionary Society Meets at Gresham

Gresham, Ore., May 5.—The Baptist Ladies' Missionary society met at the home of Mrs. Mary Shoemaker yesterday afternoon. A large number were present.

Mrs. J. A. Davidson, Mrs. A. Downing, Mrs. Glover and Mrs. Page assisted the hostess in serving tea. A program of vocal and instrumental music was rendered by the following: Mrs. Jennie Oswald, Miss Grace Hasel, Mrs. Fred Todd and Mrs. James Sterling. Readings were given by Mrs. Rev. Tibbitts and Mrs. A. J. Brown. Mrs. Brown also impersonated a Hindu girl.

The Ladies' Aid of the Methodist Episcopal church spent a pleasant afternoon at the home of Mrs. George Stapleton Wednesday, May 3. About 35 members were present.

Natives of Porto Rico make a fairly permanent yellow dye for textiles from the roots of turmeric, which grows wild over a considerable portion of the island.

WATTS IS AWARDED 'FIRST MONEY' IN BIG BALLOON CONTEST

Winner Receives \$500 as Re-
sult of Victory Gained in
1914 Rose Festival.

John Watts, who greatly outdistanced his competitors in the distance balloon race held in connection with the 1914 Rose Festival, was awarded first money, amounting to \$500, today by Judge Kavanaugh. The second, third and fourth money will go to Roy F. Donaldson, H. E. Honeywell and John Berry, respectively.

For two years the prize money, which was offered by the Rose Festival association, has been held up on the protests of three of the contestants who objected to first money being paid to Watts on the ground that he had failed to deposit the \$50 entrance fee. The Aero club of America, under whose rules the race was held, took their view and left Watts out of the awards. Judge Kavanaugh ruled today that Watts fairly won the race, that doubt existed as to whether he was ever notified that an entrance fee was required, that the Aero club was fully advised that Watts was going to enter the race, and no protest as made before or at the time of the race. If Watts failed technically to meet the entrance requirements, the court held no objections were waived by the Aero club and the other participants by not making their protests before Watts was allowed to take the hazards of the race.

Actress Is Heiress To Portland Estate

Search Is Being Made for Dorothy
Rothbauer, Whose Father, Joseph M.
Rothbauer, Died Here March 29.

San Francisco, May 5.—(P. N. S.)—Somewhere in San Francisco is an actress, Dorothy Rothbauer, who is an heiress and doesn't know it.

Her father, Joseph M. Rothbauer, died suddenly March 29, in Portland, leaving an estate of about \$10,000. This daughter is the only heir, and unless she is discovered the estate will escheat to the state of Oregon.

Miss Rothbauer was on the stage in Los Angeles, and is said to have left there for San Francisco a few months ago. Her stage name is not known to the attorneys who are seeking to settle the estate. Theatrical men in San Francisco have been asked to look for her.

Joseph M. Rothbauer ran a grocery at 895 Gladstone avenue. Following his death Coroner Dammasch was appointed administrator of his estate. Petitions for his removal are now being heard in the Multnomah county court, on the ground that the appointment was immature and improper.

Find Body of Man Who Killed Himself

Tacoma, Wash., May 5.—(P. N. S.)—Attorney H. H. Blackburn today identified the body of Arthur L. Scanlon, 28 years old, who evidently committed suicide early in January in the woods near Shore Acres, about one mile south of Gig Harbor. The body was badly decomposed, but the clothing, the initials in the hat band, a 21 jewel Hamilton watch and the general build satisfied Blackburn of his identification and the young man's father came to Tacoma today and confirmed the identification.

Scanlon was last seen January 10 when he was discharged from a local hospital.

Judge Threatens to Oppose U. S. Solon

Jurist May Run for Senatorship if
Bill to Retire Federal Judges at 70
Years Is Introduced.

Savannah, Ga., May 5.—(I. N. S.)—Federal Judge Speer, Republican, recently principal in impeachment proceedings, today issued a challenge to United States Senator Hoke Smith, threatening to run Smith a race for the senate if Smith introduces his bill to retire federal judges at the age of 70 years. Speer is 57 years old.

Negro Defies Deputies

Colton, Cal., May 5.—(P. N. S.)—Armed with a rifle and two revolvers, Emmitt King, a negro, charged with being the ringleader in the recent prison camp break in Mill Creek, barricaded himself behind a large pile of orange boxes in an orange grove near here today and defied capture by the police. Twelve deputies were sent from San Bernardino to surround the fugitive.

COLUMBIA HIGHWAY IS LAUDED AS THE MOST BEAUTIFUL IN WORLD

Glowing Tribute Paid by C.
W. Durbrow, Interstate
Commerce Attorney.

MISSES A BASEBALL GAME

Visitor Who Passes Judgment Has
Traveled in All Parts of World;
Was On Way to Seattle.

C. W. Durbrow, interstate commerce attorney for the Southern Pacific company, saw the Columbia river highway yesterday for the first time. Now this Durbrow person has traveled the world over. He has been in the orient, in Europe, and almost everywhere else. So listen:

"The highway is the most wonderful thing I ever saw," he declared, when he and his companions had returned to Portland. His companions were F. E. Battara, general passenger agent at San Francisco, and C. J. McDonald, interstate commerce operating agent for the company. They were taken out by John M. Scott, general passenger agent of the northern lines.

"Why don't people recognize the enormous assets they have in the big outdoors?" queried Durbrow. "The Columbia river highway is worth a trip around the world. I'm glad I didn't go to the ball game or I would have missed it."

The visiting officials were on their way to Seattle to attend the hearing next Tuesday on the Shasta arbitrary and the Seattle arbitrary before an Interstate Commerce Commission examiner.

Lincoln Highway to Skirt Grand Canyon

New Transcontinental Road Will Also
Pass Along Rim of Tabernash Can-
yon in the Great Mojave Desert.

Los Angeles, May 5.—(P. N. S.)—News that a rim drive along the Grand Canyon is to be included in the Lincoln transcontinental highway from the eastern to the western coasts became known today.

It was also announced that present plans will carry the proposed highway through, or along the rim of Tabernash canyon, an unexplored beauty spot of the great Mojave desert.

CAMERON MAKES A VISIT

Portland Candidate Returns From
The Dalles, Arlington, Condon.

Judge George J. Cameron, candidate for delegate-at-large to the Republican national convention, has returned from a visit to The Dalles, Arlington and Condon. He renewed acquaintance with many of his Caledonian friends and is pleased with the election of James Cameron as chief of the Condon Caledonian society.

Crop prospects in districts visited are promising although sheep men complain of a shortage of lambs owing to grass conditions. "Republicans appear to be stronger than ever in the places I visited," declared Mr. Cameron.

Agreement Is Signed

Philadelphia, May 5.—(U. P.)—The anthracite coal miners' agreement with operators, ratified at Pottsville, was formally signed here today by representatives of the operators and miners.

An English sportsman's yacht is so built that his automobile can be lowered into it to provide power.



Vogan's Moire Chocolates

Packed in a unique box. Moire Chocolates combine deliciousness with attractive appearance. They are splendid examples of VOGAN goodness and deservedly popular.

In 50c and \$1 Sizes

At almost any confectioner, druggist or cigar dealer.

Modern Confectionery Co.

PORTLAND, OREGON

VISITORS WELCOME

Autoists—

If you want to see a film showing real rough riding on the part of an automobile visit the Columbia this week.

3 Big Features

Drama—Comedy—Scenic

Civilization's Child

A tragedy keen, remorseless—in the mirror it holds to Twentieth Century Civilization—it's a big play.

Bread and Butter

A Keystone with All the Laughs It Is Possible to Put in Two Reels

Autoing from Los Angeles to Bear Valley—

a trip of unusual interest to autoists—a panorama of unusual beauty.

Columbia

THE THEATRE
BEAUTIFUL
SIXTH AT
WASHINGTON

"When Looking for Anything Musical, See McDougall First"

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- "C. G. Conn" Band Instruments—used and endorsed by the World's Greatest Musicians.
- "Ludwig Drums" and Accessories—used for many years by The Profession as the Height of Perfection.
- Pianos—Emerson, Hobart M. Cable, Schults Player Pianos and others of merit.
- "C. Deagan" Bells, Chimes, Xylophones, etc.—used in the Musical Instruments.
- World's Best Bands and Orchestras.
- "McDougall-Harmony" Mandolins and Guitars—something new—the result of years of experimenting by America's Best Workmen.
- Two most beautiful stock of Violins, Cello, Viola and Double Bass.
- Strings and Sundries you ever put on an instrument.
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