

## FIRST APPLICATION IS MADE FOR FRANCHISE FOR A JITNEY IN CITY

New Ordinance Makes Formality Necessary for All Before November 15.

EFFECTIVE NEXT MONTH

Council Fixes Terms in Each Case Under Ordinance, Regulating Each Driver According to Conditions.

The first application for a jitney franchise was received by Commissioner Daily today.

Under a recent ordinance all jitney drivers are compelled to secure a franchise from the council in order to operate a jitney. The council fixes the terms of each individual franchise when it is applied for. They are regulated according to conditions in each case.

The law takes effect about the middle of August, and all drivers must have franchises by November 15.

Four New Policemen.

Four patrolmen will be appointed to the Portland police force within the next few days. One will be a permanent position, the appointee taking the place of Patrolman L. K. Lambert, resigned. The other three will be temporary places, which may be made permanent later. One man will take the place of Patrolman Barrett, and the other two are new positions.

Barbour on Vacation.

City Auditor Barbour left for his vacation Saturday morning. He will spend two weeks at Seaside.

## Subsea Freighter Remains in Port

Submarine Deutschland Still at Her Berth in Baltimore—Apparently Is Awaiting Fate of Bremen.

Baltimore, Md., July 31.—(U. P.)—The German subsea freighter Deutschland bade fair tonight to spend at least one more Monday in port here. That this would be her last on this trip was the belief and hope of her managers, though if anything untoward befalls the Deutschland's sister ship, Bremen, they may decide not to risk the Deutschland, too.

There were no developments to indicate a definite sailing time, though the vessel was decked in a second coat of sea green paint to resist the action of salt water.

Persons close to the Deutschland crew say there is no tangible reason to believe the Bremen will fail to make port in a few days, and that the Deutschland will make way for her in the berth.

Extra precautions are taken against spies by the Patapago Deutschland managers, but the effort to drive these off failed so far.

## Band Will Play at South Park Tonight

Southern's Famous Suite, "Dwellers of the Western World," Will Be Featured Tonight, by Special Request.

By special requests from many sources, Southern's suite, "Dwellers of the Western World," will be played at the Municipal Park band concert at South Park, Jefferson and Park streets, tonight. This suite is one of the famous American bandmaster's best works.

The program announced by Conductor Campbell is as follows:

March—"Semper Parati" (Sousa)  
Overture—"Semper Parati" (Sousa)  
Intermission—"Elegance" (J. Offenbach)  
Suite—"Dwellers of the Western World" (Sousa)  
(a) "The Red Man" (b) "The White Man" (c) "The Black Man" (d) "The Indian" (e) "The Cowboy" (f) "The Miner" (g) "The Fisherman" (h) "The Hunter" (i) "The Farmer" (j) "The Doctor" (k) "The Lawyer" (l) "The Judge" (m) "The Priest" (n) "The Bishop" (o) "The Pope" (p) "The King" (q) "The Queen" (r) "The Prince" (s) "The Princess" (t) "The Duke" (u) "The Duchess" (v) "The Earl" (w) "The Countess" (x) "The Baron" (y) "The Baroness" (z) "The Lord" (aa) "The Lady" (ab) "The Knight" (ac) "The Lady" (ad) "The Knight" (ae) "The Lady" (af) "The Knight" (ag) "The Lady" (ah) "The Knight" (ai) "The Lady" (aj) "The Knight" (ak) "The Lady" (al) "The Knight" (am) "The Lady" (an) "The Knight" (ao) "The Lady" (ap) "The Knight" (aq) "The Lady" (ar) "The Knight" (as) "The Lady" (at) "The Knight" (au) "The Lady" (av) "The Knight" (aw) "The Lady" (ax) "The Knight" (ay) "The Lady" (az) "The Knight" (ba) "The Lady" (bb) "The Knight" (bc) "The Lady" (bd) "The Knight" (be) "The Lady" (bf) "The Knight" (bg) "The 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Grand Selection—"Tambourine" request— "Blackie's Song" (Hill No. 17)—"Lange Portio Rican Dance"—"Boats"—"Mead Grand Medley"—"Songs From the Old Folks"—"INTERMISSION."

Final—"The Star Spangled Banner"—Lake Yesterday afternoon the band played an exceptionally fine program at Washington park before an audience of several thousand. The Metropolitan male quartet appeared in a special number with great success.



## Kryptoks

made by us cost no more than Kryptoks made by other opticians, but the Kryptoks supplied by us are better, being finished on specially made machines and in the finest, most completely equipped retail optical factory in Portland.

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## Bonehead Beauties Cannot Score Here

National Eugenics Conference Opens Registry of Thoroughbreds With German Super-Woman as Head.

Savannah, Ga., July 31.—(U. P.)—Susan Myrick, beauty and athlete, the first super-woman in America to enroll in the eugenics registry organized by the National Eugenics conference, comes from Milldevelville, Ga. The idea of the registry is to get a list of human thoroughbreds, listed for physique and mentality. Beautiful boneheads and bountiful brains are equally tabooed.

Miss Myrick qualified with a high average as the best in building up an aristocracy of health in the United States. She is a graduate of the Normal school of physical education at Battle Creek, Mich., and next year will be supervisor of physical training in the public schools of Hastings, Neb.

## YAKIMA INDIANS KEEP RIGHT TO FISH ON THE SHORES OF COLUMBIA

Federal Judge Wolverton Decides Against Seufert Bros.—Appeal to Be Taken.

Sam Williams, Indian, became a citizen of the United States and gained thereby the inalienable right of paying taxes, but he lost his tribal right to fish for salmon on the south shore of the Columbia river near The Dalles where Seufert Brothers carry on their extensive fishing and canning operations.

This, in effect, is the opinion sustained by Federal Judge Wolverton this morning.

It concludes the notable case of the government against the Seufert interests so far as the district federal court is concerned. Judge A. S. Bennett of The Dalles, who appeared before the court this morning said that an appeal will be taken directly to the supreme court of the United States. Judge Wolverton's formal decree is expected to be handed down one week from today.

The terms of the decree will recognize the right of the Yakima Indians to fish for salmon on the south shore of the Columbia under the treaty of 1855. This right is even if it getting to the fishing ground involves passing over privately owned lands because as the treaty is construed it grants an easement over these lands.

Judge Wolverton's decision is the first judicial recognition of the right of the Yakima Indians to come from the Washington side and fish under their treaty of 1855. The case was brought by the governor in behalf of Sam Williams, whose fish-wheel scoop had been cut loose by the Seuferts, and on behalf of Yakima Indians generally.

State Must Decide Boundary.

Judge Wolverton has decided that a question as to the boundary of the Seufert property must be settled in the state court. The Seuferts claim as mainland a portion of the bank which the United States district attorney's office insists is the property of the state. Deputy United States District Attorney Robert R. Rankin appeared for the government this morning. He argued that Sam Williams remained a ward of the government and kept his tribal rights even though he had become a citizen. This view Judge Wolverton did not accept.

## Journal Carriers Have Jolly Picnic

About 175 Enjoy Swimming and Boat Riding; Mechanician Tries to Win Reputation as Fisherman.

About 175 Journal carriers, their parents and friends enjoyed a picnic on Oswego lake at Lake Grove yesterday. This was the annual excursion. The association paid the train fare, hired boats for the use of all and served ice cream, cookies, popcorn crisps and coffee. Picnic lunches were enjoyed for the most in potluck form.

Swimming and boat riding were the principal diversions. The most talked about incident on the excursion was the live fish story that Sam Rieche told when he and six others returned from a boat ride with a live fish. They had no hook and line on which to catch a fish. Sam claims that he caught the fish in the air as it jumped out of the water.

The management of the park grounds extended to the visitors every courtesy, for which the boys are thankful.

## Hollanders Attack German Consulate

Dutch Citizens at Rotterdam Smash Windows of Building; Greatly Infuriated Over Execution of Captain.

London, July 31.—(U. P.)—A mob of Dutch citizens at Rotterdam Saturday attacked the German consulate and smashed windows of the building, being infuriated at the execution of Captain Fryatt by the Germans, according to special dispatches received here.

Captain Fryatt commanded the Brussels, which has plied in ferry service between England and Holland for years prior to the war's outbreak.

## CONVOY FOR U-LINER TO 3-MILE LIMIT WILL BE GIVEN, INTIMATED

(Continued From Page One.)

ber of the big U-boat's crew in saying "Auf Wiedersehen" to a friend on Lookout Point today.

Germans Fear Spies.

Baltimore, July 31.—(U. P.)—Official and unofficial spies were scattered down the Patapago today by the Germans to protect the subsea freighter Deutschland against the suspected machinations of the British.

This counter-movement was taken in view of the United States government's refusal to convey the submarine to the capes.

The fact that one of the allied watch ships had disappeared from the harbor without cargo only served to heighten the fear of the Germans.

Promoters feared she will lurk down the bay to ram the submarine.

Hints that the Deutschland might be rammed "accidentally" have become facts to the overwrought Germans.

## MARY H. COUCH SUES ICE HIPPODROME FOR LEASE CANCELLATION

Owner of Property Alleges That Company Is Insolvent and Behind in Payments.

SURETY COMPANY PARTY

Guarantor of \$10,000 Bond Notified That Bank People Have Lapsed.

Mary H. Couch, owner of the property at Twentieth and Marshall streets, upon which the Ice Hippodrome is located, has brought suit against the Portland Ice Hippodrome and Oregon Surety & Casualty company, alleging that the Ice Hippodrome is insolvent and that the surety company has failed to make good its obligations as outlined in a \$10,000 bond.

Miss Couch declares that the lease between the Ice Hippodrome and herself is void, alleging failure of the Ice Hippodrome to keep its part of the contract, and sues for back rent, unpaid taxes, both with interest, and for \$7500 to cover the cost of removing the hippodrome building.

In her complaint she states that September 27, 1902, she entered into an agreement with the Portland Ice Hippodrome, leasehold building, owned by L. E. Couch, addition, as site for the Ice Hippodrome.

The lease was made for 15 years, the Ice Hippodrome to pay a monthly rental and taxes, she asserts, and to remove the structure at its own expense within 90 days after the termination of the contract. She claims to have paid for the use of the building for \$212.50 monthly rental for the months of March, April, May, June and July, with interest from the tenth of each month for taxes to amount of \$225.84 with interest at 1 per cent per month from April 1 to October 1 on one-half this amount, and for \$7500 to cover cost of raising the hippodrome and restoring the lots to their original condition.

Notice has been given the surety company, she declares, that terms of the agreement between the Ice Hippodrome and herself have not been complied with. She is represented by L. E. Couch.

## DIVORCE WIFE IN POLAND

Logger Must Deed Property in Native Land to Wife.

Michael Kapron, a logger, was granted a conditional divorce from his wife in Janow, Poland, by Judge Gantenbein this morning.

Defending the wife was the state, although probably unknown to her, in the person of Deputy District Attorney Arthur Murphy.

The Kaprons were married in Janow in 1903, and the husband came to this country to build a home in the new world for his family several years ago.

In 1915, he sent his wife a postal order for \$154 to pay the expense of the journey, but she refused to come. Postal authorities substantiated his claim as to having sent the money.

The state interested itself in the case because there had been no personal service, and publication of service in a newspaper has had barely time to reach Poland, it is said.

Mr. Murphy objected to the granting of a divorce on the ground that Kapron has no permanent residence in the state, but has been engaged in logging at Gray's River, Wash.

Kapron has seven acres of land in Poland, on which his wife and children now live, and as he expressed willingness to give this to her, Judge Gantenbein granted the divorce on condition Kapron file a deed with the county clerk, the court feeling that the wife had refused to come. Kapron couldn't remember the description of the property, however, and it has been suggested that he file a quit claim deed to all his property in Poland.

## TREATIES ARE CITED IN CASE

H. N. Ford's Council Would Have Non-Support Charge Dismissed.

The Webster-Ashburton treaty of 1842 and the extradition convention of 1859 between Great Britain and the United States are cited by Attorney John C. McCue to show that the indictment against Homer Nathaniel Ford for non-support should be dismissed.

Ford was recently brought back to Portland from Manitoba to face a charge of forgery. There is an indictment for non-support also against him, however, and it is argued that the court has no jurisdiction in the second indictment.

Non-support is not extraditable under the treaty, according to Mr. McCue. He also quotes the extradition convention to show that no person shall be tried for any offense other than the one for which he was surrendered.

Women Given Decrees.

Judge Gatens has granted default divorces to Susie Buckley from Carl Buckley and to Jennie Payne Moore from Robert E. Moore. Custody of minor children is granted in each case.

Removal of Case Denied.

Federal Judge Wolverton denied this morning a petition to remove Jack Stedman to Tacoma for trial on a white slavery charge. The case will be heard before Judge Wolverton as a magistrate, Thursday, at 10 a. m. Beekie Miller is the woman in the case and

## THEATRE

Today and All Week  
ALICE BRADY  
in a Delightful Revelation,  
"MISS PETTICOATS"

and  
BILLIE BURKE

in Chapter 12, "War Fighting Spirit," of "Gloria's Romance"

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## WASHINGTON COUNTY EDITORS HAD GOOD TIME AT ORENCO

Welcomed by Mayor, Dined and Entertained at Nursery and Elsewhere.

Orencia, Or., July 31.—The Washington County Editorial association met here Saturday in quarterly session. The members were met on arrival by a committee from the Orencia Commercial club, consisting of Messrs. J. A. McGee, B. A. Mitchell, R. E. Parsons, R. L. Wann and L. M. Booser.

After a stroll about the city the members were tendered a banquet at the Orencia hotel and were just beginning on the soup when President E. E. Brodie, of the State Editorial association; Phil Bates, secretary, accompanied by H. A. Clemens of the Pine Valley Herald, Halfway, Or., and L. A. Farnsworth, president, of the Washington County association, now a member of Uncle Sam's forces at Camp Withycombe, arrived.

Mayor M. McDonald welcomed the association, and then justice was done the repeat. After the inner man had been satisfied, the toastmaster called on Mr. Brodie, who responded by extending an invitation to meet with the state association at Medford next week, and laid particular stress on the trip the editors were to make to Crater lake. Fred Lockley of The Oregon Journal made a short address, as did L. A. Farnsworth and S. H. Davis.

Rev. L. M. Booser was called on to speak on "Ethics of the Profession." He asked the newspaper men to work toward consolidating the churches in the country, where there were four or five, and thus make them more efficient to do the work they have to do.

Editors See Nursery.