

REFUSES TO DISMISS CASE AGAINST TWO EMPLOYMENT MEN

Circuit Judge Davis Declines
to Drop Criminal Charges
Preferred by Aged Man.

TRIAL MUST GO AHEAD

Complaint Had Paid Fee for Section
Stand Work Which Agents Knew
He Could Not Fill, Charged.

Circuit Judge Davis today refused to dismiss, without trial, the criminal charges against A. Lee Lewis and C. C. Shoemaker, who conduct an employment agency at 241 Couch street. They are charged with exacting a fee from a man for a job which they knew he could not fill.

"I don't care whether they collected a fee of only 10 cents or \$10," said Judge Davis. "I have heard much about this sort of business and it ought to be stopped. This is no time to dismiss this complaint."

The victim of their system was R. Alford, aged and gray and bent, who makes his living by selling newspapers on the streets of Portland. The employment agency collected a fee of 40 cents and sent the old man, past 70, over in eastern Oregon to Arlington, to work as a section hand for the O-W. R. & N. The railroad company gave him transportation to Arlington, but when he reached there he was refused a job because he was not physically capable of doing such work. He had no money with which to pay railroad fare back to Portland, and he was four or five days getting back, by riding in box cars when he could and walking when he was thrown off and begging food along the way.

He made complaint against the employment agency and District Judge Bell found Lewis and Shoemaker guilty and fined each \$25. They appealed to the circuit court.

In the meantime Alford brought civil action against them for damages, and District Judge Dayton awarded him a judgment for \$50. The two employment agents agreed to pay the \$50 judgment without appeal. If Alford would consent to dismissal of the criminal case against them. To this the man agreed and Deputy District Attorney Murray and Attorney D. D. Hall, representing Alford, presented the matter to Judge Davis this morning, but Judge Davis refused to dismiss the criminal case.

HUSBAND GRANTED DECREE

Dr. Tigard Wins on Cross-Complaint to Divorce Suit.

Saying he was convicted that Minnie M. Tigard had been unfaithful to her husband, Dr. C. S. Tigard, Judge Gustafson late yesterday afternoon granted Dr. Tigard a decree of divorce and awarded Mrs. Tigard \$500 or the home where she now lives, which is subject to a considerable mortgage.

According to the report brought by Mrs. Tigard, while Dr. Tigard filed a divorce complaint, also asking for a divorce, but resisting his wife's claim to one half of his property.

Before their marriage Mrs. Tigard was employed by Dr. Tigard as his housekeeper. He has two daughters, Vida, 19, and Blanche, 12. The housekeeper was paid \$25 a month, and Judge Gustafson held Mrs. Tigard was entitled to \$500, which would have been approximately the amount she would have earned had she remained merely housekeeper.

Little Blanche testified that various men called at the house to see Mrs. Tigard and once or twice she saw a Mr. Brown kiss her step-mother.

"About every time papa would leave or go into the basement to get wood, Mr. Brown and my step-mother would try to get together," the little girl said.

Sometimes when men called her step-mother would hear her away to play in the park, she testified.

DRUGGIST IS FOUND GUILTY.

Convicted of Selling Alcohol to Man of Intemperate Habits.

C. F. Yielding, a druggist at Union avenue and Russell street, was found guilty of selling alcohol to a man of intemperate habits. The jury returned the verdict in Judge Davis' court today.

This is Yielding's second conviction for this offense, as his case came to the circuit court on appeal from the municipal court, where he was found guilty and sentenced to pay a fine of \$100. The alcohol was sold to Fat Kennedy, whom Sergeant Roberts and Officer Willis saw reel into the drug store last September 11 and buy some alcohol. Kennedy was partially recovering from a spree, the officers testified.

In his defense, Yielding declared he did not know Kennedy was a man of intemperate habits.

The case was prosecuted by Deputy District Attorneys Hindman and Diech.

DOMESTIC LITIGATION AILED

Details in Fight Over \$30,000 Estate Are Given.

In the fight between mother and daughter over the \$30,000 estate of Anna E. Dale, deceased, Mrs. Mattie M. Tobias testified in the county court this morning that she and her husband, David S. Tobias of Seattle, had offered to pay her mother \$100 every three months for 10 years and her mother and step-father rejected the offer.

The mother is Mrs. Minnie Mathews of Pendleton. Mrs. Dale was the

mother of Mrs. Mathews and grand-mother of Mrs. Tobias. Mrs. Dale left a will giving practically all of her property to Mrs. Tobias and her little daughter Helen, and the present action in court is an effort of Mrs. Mathews to break the will.

The property left to Mrs. Tobias and her daughter Helen has an income of \$200 a month.

Mrs. Tobias said that when family disagreements arose she always sought to effect a compromise and that she took the part of her mother and step-father. Mrs. Mathews is now endeavoring to show that her daughter influenced Mrs. Dale against Mrs. Mathews when the old lady made her will a few months before her death last May.

David Tobias was on the witness stand most of the morning, undergoing cross-examination. He said he had seen a copy of the will giving most of the property to his wife and their daughter and had been advised the will was signed, but he said he did not tell the Mathews about the will when, immediately after the funeral, they were searching for it, because he knew it would cause trouble and he did not think the time proper for family trouble.

He said he knew that the Mathews had helped Mrs. Dale pay taxes and street improvements for many years before the property gained its present income.

DIVORCE MILL STILL BUSY

Number of Complaints Filed in the Local Court.

Because her husband tore down a ladder she had built, Gaxelia S. Brown was compelled every night to crawl under the chicken roosts at her home and catch the little chicks and place them on their perches. She was in poor health, and this task further impaired her health.

This is one of the charges listed by Mrs. Brown in her suit for divorce against Phillip E. Brown, which has just been filed. She says also her husband was cruel to her and that he has been cruel to her. They were married at St. Johns in March, 1912.

Other suits for divorce were filed as follows: Gladys A. Taylor vs. Ernest R. Taylor, married in Oregon City in 1910, cruelty; she asks \$40 a month alimony. Effie Fern Mendenhall vs. Waldemar Mendenhall, married in Vancouver in 1912, cruelty and non-support; asks \$12.50 a month alimony. Lloyd A. Perry vs. Bertha Perry, married in Iowa in 1912, desertion.

Divorce was granted to Mary Ray from William N. Ray, on the grounds of cruelty. They were married in Vancouver in 1912.

HOSPITAL SITE IS OFFERED

Dr. MacKenzie Tenders Location in Donated O-W. R. & N. Tract.

Dr. Kenneth A. J. MacKenzie, dean of the University of Oregon Medical school, yesterday offered as a free gift to the county a site for a new county hospital on the tract of land donated some time ago by the O-W. R. & N. company to the medical school. The tract is above Terwilliger boulevard on Marquam hill.

Dr. MacKenzie said the plan is to have a group of buildings on the tract for the medical school, and that funds are now assured for the first unit of a laboratory building.

He assured the county commissioners, however, that the title to the site, which was tendered the county, was in no way dependent upon the fortunes of the medical school.

The commissioners placed the offer on file.

Sues for Piano.

S. Eileen Andrews, formerly the wife of Robert Smith and now said to be a movie actress, is fighting in circuit Judge Kavanaugh's court for the possession of a baby grand piano she says her husband gave her in 1911. The plaintiff in the case is the Bank of Kenton, which contends the piano is included in a mortgage given the bank by Robert Smith, who is said to have lost a fortune of \$200,000 or \$300,000 as well as losing his wife. She contends that the piano was her personal property.

California Excursion Planned.

John M. Scott, general passenger agent, and A. D. Wick, traveling passenger agent of the Southern Pacific company, will leave tonight for Canada to arrange for the midwinter excursion to southern California. They will be absent at least two weeks, visiting cities in British Columbia, Saskatchewan and Alberta. Because of the war, the usual excursions for the last two winters have not been conducted, but an agitation for restoration has been started in western Canada for the coming winter.

\$10,000 Damages Asked.

Suit for \$10,000 damages for a fractured skull and injured shoulder and legs, was filed today by Manque Verdegan against the Portland Railway, Light & Power company. Verdegan was injured June 22 when a streetcar and his motorcycle collided at Kirby street and Kingston street. He says the street car company is to blame for the accident.

Lawyers Will Assist.

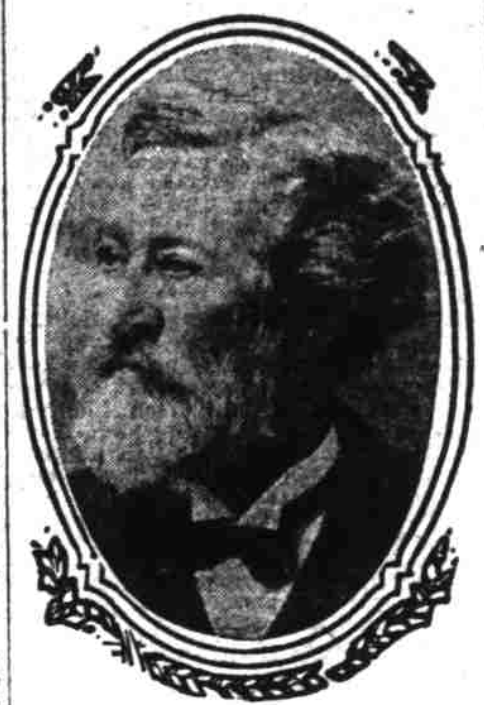
Lotus L. Langley, of the Multnomah bar association, has advised the county commissioners of the appointment of a committee to assist in selecting a jury list for 1917, as follows: W. M. Davis, Ralph Dunaway, John Stevenson, Alex. Bernstein and W. Y. Masters. Last year the jury list was selected without the cooperation of the bar association.

Explosion on Ship Kills 150 Russians

Stockholm, Nov. 16.—(U. N. S.)—An explosion several days ago aboard the Russian ammunition ship Baron Brecent, at Archangel, caused the death of 150 and the injury of 600 others, according to word received here today by the newspaper, Afton Tidningen.

DR. CARDWELL OLDEST DENTIST ON COAST IF NOT IN UNITED STATES

Veteran Dentist Humanitarian
Whose Kindness Attracted
Wide Circle of Friends.



Dr. James R. Cardwell.

The death yesterday of Dr. James R. Cardwell removes from the Oregon people one more old timer and pioneer who has left his labors as his monument. Dr. Cardwell was born in Springfield, Ill., September 11, 1830, and crossed the plains to Oregon in 1852. He is survived by his widow, Dr. Mae H. Cardwell. Funeral services will be conducted at the Holman chapel tomorrow, Friday, at 2 p. m., and interment will be in Lone Fir cemetery.

Dr. Luther R. Dwyer of the First Congregational church, and Dr. C. T. Eliot of the Unitarian church, will deliver the addresses and conduct the services.

The pallbearers will be H. E. Dosch, Dr. P. H. Dickinson, Dr. H. C. Miller, Dr. C. E. Stille, Dr. A. W. Chance, Dr. W. A. Cumming.

Oldest Dentist on Coast.

Dr. Cardwell was the oldest practicing dentist on the Pacific coast, and perhaps in the United States. As soon as he partly recovered from injuries received in a streetcar accident two years ago he fitted up a small office and laboratory at his home and carried on his work to some extent. He was the first dentist in Portland, opening an office in this city in 1855. Dr. Cardwell was one of the founders of the present North Pacific College of Dentistry that grew out of the Oregon College of Dentistry, of which he was the first vice president.

In another line of effort he was one of the first horticulturists in Oregon, and is given credit by many of having been the first man to set out an apple orchard in this city. He was president of the first horticultural society, organized in 1858. In 1893, he represented Oregon at the Chicago exposition, with a magnificent display of Oregon fruits, and won 17 prizes for exhibits.

Was Unselfish Disposition.

Until two weeks ago, when a relapse overcame him, he continued to take a great interest in his garden and in horticulture. His sympathies led him to labor with the State Humane society and to help organize it.

Dr. Cardwell sought to serve others, and could please in using his abilities and skill in doing so. He was a humanitarian, who sought to give rather than to receive; and his wide circle of friends was attracted to him because of his unselfish regard for all mankind.

MRS. E. MCCONNELL IS DEAD

Funeral of Portland Woman to Be Held Tomorrow.

The funeral of Mrs. Elizabeth McConnell, who died at the home of her daughter, Mrs. T. J. King, No. 305 Cherry street, early yesterday morning, will be held tomorrow morning at 10:30 at the parlors of Miller & Tracy, Ella and Washington streets. Rev. S. E. DuBois of the Church of the Stranger will officiate. Mrs. McConnell was born in Library, Penn., and was in her eighty-ninth year. She is survived by her son, J. W. Rink, and her daughter, Mrs. King. Mrs. Ann Borland is an only sister. Four grandchildren are Albert D., Guy L., Mary E. and Arthur J. King, all of this city. Mrs. McConnell was for many years a resident of Vicksburg, Tenn., and went through the siege of that city during the Civil war. She came to Portland nine years ago to reside with her children and grandchildren.

Railroad Men Make Merry at Smoker

Nearly 200 railroad men participated in the entertainment and smoker held at the clubrooms Tuesday night. The program consisted of an address by Charles E. Cochran of the O-W. R. & N. on "Thrill," a series of wrestling and boxing bouts, an old fashioned spelling bee, and several musical numbers.

W. C. Wilkes, president of the club, is looking forward to a large attendance at the luncheon to be held at the club rooms on December 1, with A. M. Levy as chairman of the day. The daily attendance at the club is increasing, with a marked increase in patronage of the cafeteria luncheon facilities now maintained regularly by the club.

The club's next card party and dance will be held the evening of December 14.

Purchasing Agent Recovering.

S. F. Clark, purchasing agent of the Spokane, Portland & Seattle railway, is at St. Vincent's hospital recovering from serious operation for appendicitis. Mr. Clark was in San Francisco when he was taken ill and reached home to go upon the operating table almost immediately. His condition is said to be satisfactory, although for a time it has been critical.

Leaves for San Francisco.

W. F. Turner, vice president and controller of the North Pacific road and of the Great Northern Pacific Steamship company, left this morning for San Francisco on steamship business. He will be absent about ten days.

Competition Goes, Patrons Run, Only To Miss Their Car

Mr. East Side Resident went calling last night. All happy like he took a streetcar to his home. He paid his nickel, stole into a seat and rummaged. A couple near him were discussing the jitney question.

"I've got to start to work 10 minutes earlier tomorrow morning," declared the head of the family, "because the jitneys are off the run."

Mr. East Side Resident awoke with a start. He had been morally opposed to the jitney. But could it mean a return to the old conditions?

Surely not for the railway company said not.

Just then a woman with two babies, one in a little go-cart, got on the car. Conductor No. 126 let her get on. He didn't offer to help.

"Well, I declare," thought Mr. East Side Resident "I guess it can."

Lack of confidence has caused many a slip. Mr. East Side Resident woke twice in the night thinking of the new era. It was his first thought this morning.

And at 7:45 a. m. just 15 minutes before he was due at work, sunnyside car No. 533 went busing by him at East Twelfth street. Its conductor smiling derisively as he passed.

Yes, indeed, it was just as natural.

Captain Williams Is Ordered to Missouri

Captain Kenneth P. Williams, U. S. A., has been ordered to report for special duty at Kansas City. It is expected that he will be made inspector-instructor with the Missouri National Guard.

Captain Williams came to Oregon about 20 months ago as inspector-instructor of the Third Oregon. When it was ordered to the border he was put in charge as mustering officer and performed valuable services in aiding in its prompt forwarding to the border. During his stay in Portland he has made many friends and all extend him the heartiest good wishes.

Captain Williams hopes to get away tonight on the Shasta limited to San Francisco.

Pet Stock Show Is Drawing Attention

Much interest is being shown in the table show of the Oregon branch of the National Pet Stock association, which is being held today at 373 Hawthorne avenue, until 10 p. m.

The following officers were elected at the last meeting of the Oregon branch National Pet Stock association: President, W. C. Kenworthy; vice president, J. D. Inlow; honorary president, F. M. Young; secretary and treasurer, Edgar Kilne; assistant secretary, J. C. Zinsler; registrar, Clarence Baker.

Double S. & H. Stamps

equal to cash discount with suit or overcoat purchase when this coupon is presented at time of purchase. Not good after Nov. 29, 16.

Prosperity a' Plenty

There's plenty of prosperity nowadays — but "top-heavy" purses are proportionately scarce — so why worry about the high prices other stores are asking for the shoes you would like to wear.

In normal times — and when prosperity was at low ebb, we clung to our old standard of rock-bottom prices.

Shoes are better today, though the cost of production is greater than ever, but, comparatively speaking, we still cling to our always rigidly maintained scale of low prices.

Come, see our pretty footwear at \$2.95, \$3.45, \$3.95 to \$5.95 and you will see the difference quite readily.

Gold and Silver Slippers, the \$8.00 style, our price . . . \$5.95

BOSTON
Sample Shoe Store
129 4th St. Washington & Alder

Send for Booklet

129 4th St.

Send for Booklet

129 4th St.

Send for Booklet

129 4th St.

Send for Booklet

129 4th St.

Send for Booklet

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Authority Is Sought For Big Bond Issue

Chicago Great Western Asks Permission to Float Bonds Aggregating \$2,515,000 to Reimburse Treasury.

Jefferson City, Mo., Nov. 16.—(U. N. S.)—Application was filed with the public service commission today by the Chicago Great Western Railroad company for authority to issue bonds aggregating \$2,515,000. This application was set for hearing on Monday next.

The bond issue, if authorized, will be under the first mortgage of the company, dated September 1, 1909, and the bonds bearing 4 per cent interest will mature in 1919.

The purpose of the issue is to reimburse the treasury of the company for money expended out of its income for acquisition of property and for betterments already made.

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Five San Francisco Men Are Involved

Charges of Conspiracy to Ship Unlabeled Liquor Into Oregon Made; Rights Against Removal Expected.

San Francisco, Nov. 16.—(U. N. S.)—Charges of illegal liquor shipments to Oregon have five San Franciscans involved,