

GENERAL FUND OF THE COUNTY BOOSTED BY ADDING TAX 'SPLITS'

Treasurer Lewis Digs Up the Sum of \$608.60 From Old Collection Records.

FRAZIER SUM INCLUDED

Amount Accumulating in Former Sheriff's Term Is \$306; Sheriff Hurlburt Proposes a New Plan.

Digging among the old tax collection records, County Treasurer John Lewis turned up \$608.60 which had accumulated during his term as tax collector from what is known as "splits." He drew a personal check for the amount and placed the sum in the general fund of the county.

He also brought to light the sum of \$302, representing the "splits" accumulated by William Frazier when he was sheriff and tax collector 15 years ago. The sum had been turned over to Mr. Lewis by Sheriff Frazier on June 20, 1902, and had been held by Mr. Lewis ever since. Mr. Lewis also turned that sum over to the general fund of the county.

Odd Cents Collected. These cents accrued from tax collections, through the collection of odd cents. In former years if a person's taxes amounted to \$45.25, the tax collector collected \$45.25, but the extra two cents would not be turned over to the county. These extra pennies soon amounted to hundreds of dollars.

Not until Sheriff Hurlburt became tax collector were these splits ever turned over to the county fund. Under Hurlburt the taxes have been figured down to the last penny, so the individual splits are nothing more than fractional cents. The only time a split is collected now is when a person's taxes for instance, amount to \$45.25, in which case \$45.24 will be collected, or one half cent more than is actually due.

Commissioners Get Surprise. These fractional cent splits, during the first year that Hurlburt was tax collector, amounted to \$105, and the sheriff surprised the county commissioners by advising them he wished to turn the sum into the county's general fund.

County Treasurer Lewis now follows Hurlburt's example, and it is not known how much money has been collected and retained by other tax collectors in past years. The credit of the splits will all over-payments of taxes, which at times run into large sums, will be placed to the credit of the county by each out-going tax collector, instead of such collectors retaining such funds in their private accounts when they leave office as has been the practice in the past.

HE ARRIVED HOME AT 3 A. M.

Wife Alleges Abuses in Her Suit for Divorce.

Married November 7, 1915, their first Christmas together, Wilfred Bond did not return home until 3 o'clock a. m., says Marion Bond in a complaint filed asking for a decree of divorce. She says also he maintained a separate abode downtown and represented himself to his friends as being unmarried. He failed to support her. She asks for a restoration of her maiden name, Marion Perry.

Other suits for divorce have been filed as follows: The Benders vs. W. Spencer, married in Iowa in 1886, desertion; Anita Ella Meekins vs. Basil J. Meekins, married at Vancouver, May 24, 1914, cruelty; she asks for restoration of her previous name of Anita Ella Spicer; Rosa Miller vs. William

Horace Miller, married in Michigan in 1901, cruelty, asks \$55 a month alimony.

WOMAN ASKS \$22,000 DAMAGES

Suit Follows Accident in an Elevator of a Local Hotel.

As she went to enter the employees' elevator at the Norton hotel, Jane Walker, housekeeper, paused to answer a question from another. Then she stepped through the elevator door. The elevator was not there any more. She fell down the shaft 15 feet to the basement, sustaining a broken leg, hurt spine and other injuries for which she says she should be paid \$22,000. She filed suit against the hotel company yesterday afternoon for that sum.

The accident occurred May 15. In her complaint the plaintiff alleges that a light in the elevator revealed that the elevator was at the landing when she opened the door, but another employee was in the car when she opened the door, and she says this other employee moved the car upward without waiting for her. She alleges the hotel company was negligent in not having some sort of a lock to keep the door shut when the elevator is not at the landing.

Prisoner Is Paroled.

Harold Love, a youth of 19, charged with opening other people's private letters, entered a plea of guilty before Judge Davis yesterday afternoon and was sentenced to one year in jail and paroled. He will be required to report to the court each month.

CHAMBER LAUNCHES FIGHT IN BEHALF OF POST AT VANCOUVER

Chamberlain Appealed to as Result of Tacoma's Activity in American Lake.

Believing that when the general division point for the United States army is established in the northwest it should be placed on the Columbia river rather than farther north in Washington, the Chamber of Commerce today sent a telegram to United States Senator George E. Chamberlain asking what factors would control in the selection of such a headquarters.

Should Tacoma's proposal go through, to bond the city for \$2,000,000 to purchase a large tract at American Lake for army cantonments, the ultimate establishment of a brigade post at Vancouver would go by the board, in the opinion of local military men.

The telegram sent Senator Chamberlain, who is chairman of the military affairs committee, was as follows: "Tacoma papers have report of a plan to bond the city for \$2,000,000 to buy 70,000 acres at American Lake for a great division center of the Pacific northwest. In our view this plan clearly will kill all our purposes to make this the brigade and divisional center for the northwest. Repeated arguments have been filed showing the strategic, geographic and commercial advantages of establishing this great center on the Columbia river. Will donation of land by local interests to the government be a controlling or any factor in the government's selection of a military center for the northwest? If so, we must have opportunity to make an offer for this region. If the donation of land by local interests is not a controlling factor, what may we do to protect this as the great center? We regard this matter of the utmost importance and desire every opportunity to protect the river's interests."

Election Warrants Ready.

Election warrants for the payment of judges and clerks who served at the recent election are now ready for distribution at the office of the county clerk.

OLD BUFFALO 'JOE' IS LIKELY TO TRY AGAIN FOR TITLE AS RULER

Big Animal Is Still Down and Out as Result of Battle With Young Bull Yesterday

WORKMEN REBUILD FENCE

Bridge Plank Being Used Instead of Wire, Which Did Not Hold Against Onslaughts.

While old Joe, the big buffalo in Washington Park zoo, is still down and out as result of the terrific battle waged in the zoo yesterday morning, he may "come back" and take his place as ruler of the buffalo herd.

Old Joe lost his title of king to one of the younger animals in the greatest battle ever seen in the zoo, but now Park Superintendent Conville thinks that it will be only a matter of a short time before old Joe will attempt to regain his lost title.

This morning the workmen began replacing the fences demolished in the battle. Instead of wire and small boards, heavy posts and bridge planks are being placed in the fence separating the animals.

Old Joe was up and around this morning, with vengeance in his eyes, watching the younger buffalo that wrestled the title from him.

RELIEF FUND IS GROWING

Firemen's Pension Now Amounts to \$109,140.81, Says Annual Report.

A total of \$109,140.81 is in the firemen's pension and relief fund, according to the annual report of City Auditor Barber, secretary of the board of trustees, completed today. Of this amount, \$108,298.09 is invested in bonds drawing 6 per cent interest. During the year, \$2103.50 was paid in sick benefits, there being 32 firemen ill; \$2706.69 paid to 25 firemen injured, and \$2182.16 paid in pensions. About \$30,000 a year is received from tax payments, but practically all of this money, according to Barber, is invested, while pensions and benefits are paid from the interest on the investment and the moneys paid into the pension fund by the firemen each month.

Public Market Gains.

Receipts of the Yamhill street public market during November totaled \$62.50, while expenses totaled \$275.61, according to the monthly report of Market Master Eastman, filed with Commissioner Bigelow. Eastman says that it was a good business month, despite weather conditions.

Five Take Examinations.

Five men are today taking the municipal civil service examination for clerk of the police bureau which position is now temporarily being held by James McCorkle. McCorkle is one of those taking the examination being held in the city hall.

Will Consider Jitney Act.

The council is to consider Jitney legislation at a special meeting to be held in the city hall Thursday. It is to consider the new Jitney franchise proposed by Will H. Daly, commissioner of public utilities, and the new standard zone system, which the council instructed him to prepare.

Opera Rehearsal Tonight.

A joint rehearsal of the opera "Mignon" will be held tonight at Ellers Hall under direction of Roberto Corruccini. Mrs. E. L. Thompson will be in charge. The rehearsal will begin at 8:15 o'clock.

Special Car With Stock Men Here To Attend Show

The Oregon Trunk and North Bank roads brought in a special car loaded with stockmen from central Oregon, last night, the grower of cattle, sheep and and hogs being lured here by the Pacific International Livestock show. J. T. Hardy, traveling representative of the Bull Lines in central Oregon, escorted the party which was made up from residents of Bend, Metolius, Prineville, Madras and the other thriving communities of the Deschutes country.

AMERICAN REPORTED DEAD SENDS "WIRE" TO RELATIVES IN U. S.

Charles Elmendorf Telegraphs From Chihuahua "We Are All Well."

El Paso, Texas, Dec. 5.—(U. P.)—The first authentic news from Americans in Chihuahua City reached relatives today. A telegram from Charles Elmendorf, an American, rumored at various times killed, to J. L. Barron, here, said: "We are all well." By officials it was taken to mean all Americans in Chihuahua City are safe.

El Paso, Texas, Dec. 5.—(U. P.)—A telegram signed by the "foreign club" saying "all safe" was received here today from Chihuahua City. It is believed to mean that all Americans and other foreigners in the northern capital, except Chinese, were safe.

Washington, Dec. 5.—(U. P.)—Abduction of German Consul Vogel of Matamoros by bandits, said to be Villistas, was reported in state department messages today. Another message reported the German vice consul at Chihuahua City had been killed along with one American.

Friends Will Send Petition.

El Paso, Texas, Dec. 5.—(U. P.)—A petition to the state department at Washington to make a peremptory demand upon Carranza government officials to obtain news of the fate of the six Americans and other foreigners known to have been in Chihuahua City when Villistas captured the city a week ago, is being prepared here today by friends and relatives of the missing Americans. Unless information as to the fate of the missing men is forthcoming within a short time, the petition will be telegraphed to Washington.

Germ Eats Its Way Into Spinal Chord

Mankato, Minn., Dec. 5.—(U. P.)—Paralysis slides showing how the infantile paralysis germ, which he claims he has isolated, ate into and partially destroyed spinal chords of dumb animals were shown, during an address this afternoon by Dr. A. B. Rosenow, infantile paralysis expert of the Mayo foundation at Rochester, Minn., before the Southern Minnesota Medical association.

Loops on its leather case permit a new electric flash lamp to be carried on a belt.

STATE HAS POWER TO CHANGE PHONE RATES FIXED BY ANY CITY

Supreme Court In Case of Woodburn Against Service Body Upholds Latter.

LOWER COURT REVERSED

Right to Regulate Rates Essentially a Police Power, and Matter of Concern to the Entire State.

Salem, Or., Dec. 5.—The State Public Service commission has power to make an order permitting a telephone company to charge consumers more than the rates fixed in a franchise, the supreme court held this morning in a decision in the case of the city of Woodburn against the Public Service commission and the Western Telephone company. In other words the franchise of a city is of no effect when the state wishes to exercise its authority. The supreme court holds that the right to regulate rates is essentially a police power.

After the consolidation of the United Telephone company with the Western Telephone company, the Public Service commission 18 years ago directed that the Western company charge a specific schedule of rates and it was contended that these rates were in excess of the ones named in the franchise.

Circuit Judge Galloway of Marion county, enjoined the company from exacting any charges in excess of the amounts specified in the charter, and the supreme court reversed his decision.

"The inquiry involves two general questions, first, the effect of the franchise when considered by itself, and second, the effect of the franchise when considered with relation to the city and state," the supreme court says in its decision.

"If the franchise is deemed a contract between the city and the telephone company, then the mere fact that it was made prior to the enactment of the public utility statute and before the state attempted to regulate the rates, does not deprive the state from increasing the rates fixed in the contract between the parties for the reason that the law wrote into it a stipulation by the city that the state could at any time exercise its police power and change the rates; and therefore when the state does exercise police power it does not work an impairment of any obligation of the contract."

Regulation Is Police Power.

The supreme court holds that, as the right to regulate rates is essentially a police power, the argument of Woodburn that a constitutional provision took from the legislative assembly the right to legislate concerning regulation of rates is not well taken.

"While the constitution grants to a city the right to enact and amend its charter and simultaneously prohibits the legislative assembly from repealing, amending or repealing the charter for any city, nevertheless neither the grant nor the prohibition includes any subjects except those that are purely local and municipal in character," says the supreme court.

State Is Interested.

"It is true that the regulation of the rates for telephones in Woodburn may not immediately affect the pocket-books of all the people of the whole state any more than does the prosecution of a person in justice court for assault and battery, when taken alone and by itself, directly affect all the people of the whole state, and yet the state is just as much interested in promoting the comfort and general welfare of all the people as in preserving peace for all the people," says the supreme court.

The franchise granted by Woodburn was valid until the state chose to speak, it was pointed out. The opinion was written by Justice Harris.

Woman Labor Bill Will Be Discussed

Consumers' League Will Listen to Arguments in Support of 8-Hour Measure to Be Introduced in Legislature.

The Consumers' league will hold a luncheon tomorrow at the Multnomah hotel to discuss a bill it plans to introduce in the legislature in January. The proposed bill limits the time that women in factories and stores may work to 48 hours a week. A similar law is in force in Washington, California, Colorado and Arizona.

The principal speaker at the luncheon will be John Gill, senator-elect, who is to introduce the bill in the legislature. Mr. Gill is himself an employer, his support of the bill is noteworthy, and his defense of it from the employer's point of view is of special interest.

Another speaker will be Mrs. Geo. president of the Garment Makers' union, who will discuss the bill from the worker's point of view. Dr. Norman G. Pease will speak on the subject of "Fatigue and Efficiency."

Every one interested, whether in favor of or opposed to the measure in question is urged to come to the luncheon, which will be thrown open to general discussion after the speeches.

DR. LLOYD IRVINE, A FORMER PORTLAND PHYSICIAN, IS DEAD

Native Oregonian Was Graduate of Oregon Medical College in Class of 1904.

Dr. Lloyd Irvine, formerly of this city, died last night in San Francisco following a five weeks' illness with pneumonia. With him were his mother, Mrs. Laura E. Irvine, and his wife, Mrs. Katherine Irvine. Dr. Irvine was born and reared in Albany, Or. His father was Dr. L. L. Irvine, one of the best known physicians of the Willamette valley.

Dr. Irvine graduated from the Oregon Medical college in 1904 and practiced medicine in this city from then until 1914, when he moved to San Francisco. He was married in 1911. Mrs. Anna Houck of 302 1/2 Park street is his grandmother. Dr. Irvine, associate editor of The Journal, is a cousin. Funeral arrangements had not been made at the time of announcement of his death was received.

Eugene O'Connor Dies.

Friends of the family of Mr. and Mrs. Thomas J. O'Connor of 714 East Seventh street are regretting to learn of the death of Eugene T. O'Connor, their son, who died last Sunday in Aberdeen, Wash., at the age of 21. Besides his parents, two brothers survive. Eugene was a native of Oregon, and will be announced later.

Mrs. E. C. Strickland Buried.

The funeral services of Mrs. E. C. Strickland were held this afternoon from the Leach undertaking parlor. Rev. Thomas Jenkins of St. David's Episcopal church conducting the services. Mount Scott chapter, Order Eastern Star, had charge at the Mount Scott Park cemetery. Mrs. Strickland was 58 years of age, a native of Indiana, and came to Oregon three years ago. She is survived by her daughter, Mrs. Victor H. Reineking, of this city.

John Gammie Dead.

The funeral of John J. Gammie will be held from the Westminster Presbyterian church at 2 p. m. tomorrow. Mr. Gammie was sales manager of the Homeyman Hardware company, and died yesterday afternoon at his home, 348 East Sixteenth street north, after a long illness. He was 35 years of age, and is survived by his father, George Gammie, and three sisters, Maria, Flora and Jennie Gammie, and two brothers, Norman and George W. Gammie, all of Portland. Mr. Gammie was a member of Columbia lodge, No. 14, of Masons.

MRS. REBECCA J. M'VAY DIES

Woman Long Resident of South Dakota Will Be Buried There. Mrs. Rebecca McVay died Monday at the home of her daughter, Mrs. George Wilson, near Milwaukee. She was a native of Ohio, aged 74. She had lived in South Dakota for many years before coming to Oregon in 1912. Mrs. McVay is survived by three sons and two daughters, C. B. McVay of Independence, Kans., W. H. and H. G. McVay of this city. Miss Katherine McVay and Mrs. Wilson. Funeral services were held this afternoon at the Finley chapel, Dr. L. R. Dyott officiating. Interment will be at Yankton, S. D.

Mrs. Graves Passes on.

Mrs. Susan D. Graves died Sunday, December 3, at her residence 250 North Nineteenth street, at the age of 81 years. She was a native of New York state and had resided in this city for the past 21 years. Mrs. Graves was the mother of the founder of the Graves Music House in this city, the late F. W. Graves, and was married to a large circle of friends. The funeral services were held today at 10 a. m. from the residence establishment of J. P. Finley and Son, Fifth and Montgomery streets, and interment was in Riverside cemetery.

Seattle Man Dies Here.

Raymond W. Wilson, who died last Saturday of pneumonia after several days' illness at the Good Samaritan hospital, was a resident of Seattle and was taken ill while in this city on business. His wife was with him, having been summoned from her home. A brother in Lockport, N. Y., was sent for. Mr. Wilson was 24 years of age. The Holman Undertaking company has charge of the body until arrangements are made for the funeral.

Portlander Dies in Aberdeen.

Eugene T. O'Connor, aged 21 years, died yesterday morning at 9:30 o'clock in Aberdeen, Wash. He was a son of Thomas J. and Julia O'Connor of 714 East Seventh street north, Portland, and a brother of John and Eugene O'Connor of this city. Funeral arrangements are in charge of J. P. Finley & Son.

Miss Christine MacMahon.

Miss Christine MacMahon, who died in this city December 3, was 61 years of age and a native of Kentucky. She had resided in Oregon for the past 27 years. She was a niece of Miss C. McConnell, and a sister of Mrs. C. E. Holcomb. Funeral services are in charge of J. P. Finley & Son.

EXAMINATIONS TO BE HELD TO FILL JOBS IN GOVERNMENT SERVICE

United States Civil Service Commission Announces Competitive Tests.

The United States Civil Service commission announces open competitive examinations as follows:

Ship draftsman, men only, in bureau of construction and repair, navy department, Washington, D. C., \$3.25 to \$6.00.

Electrical draftsman, men only, in navy department, Washington, D. C., \$3.25 to \$6. On account of the urgent needs of the service applications will be received at any time and the papers rated immediately upon receipt, in order that appointments may be made with the least possible delay.

January 3, 1917, timber cruiser, men only, in the field service of the general land office, \$1200, with \$3 per diem and expenses of transportation when absent from headquarters.

Junior petroleum engineer, men only, in the bureau of mines, department of the interior, for service in the field, \$1200 to \$1500.

Apprentice plate cleaner, transferer and engraver, men only, in the bureau of engraving and printing, Washington, D. C., \$1.

Translator, men only, in the forest service, for duty in the field, \$500 to \$300.

Sub-inspector of cloth, men only, in the naval clothing factory, navy yard, Charleston, S. C., \$4.

Translator, men only, in the bureau of chemistry, department of agriculture, Washington, D. C., \$1200 to \$1400 a year.

Competitors will be examined in German, French, Spanish and Italian, and if requested, in Swedish. Further information and application blank may be obtained from M. K. Wagon, local secretary, Board of U. S. Civil Service Examiners, Postoffice Building, Portland, Or.

Captain Mears to Be Luncheon Guest

Invitations were sent out to Chamber of Commerce members today to attend a special luncheon tomorrow noon in honor of Captain Frederick Mears, engineer in charge of the Alaska railway construction. Captain Mears will present some facts regarding the railroad and its probable effect upon the country's development.

Steamers Late.

San Francisco, Dec. 5.—The rough weather outside the heads and along the coast has made delays in arrivals from the north. The steamer Cle-

Supreme Court Holds For Mrs. Sorenson

Salem, Or., Dec. 5.—The supreme court this morning affirmed the judgment of Circuit Judge Gantenbein in favor of the plaintiff in the case of N. V. Sorenson against Frederick A. Kriba for \$19,925. The plaintiff, an assignee of her husband, George Sorenson, a real estate broker, sued Kriba for recovery of a commission on a time sale. The opinion was written by Chief Justice Moore.

Bad Booze Maker Sentenced.

Thirty days in the county jail and \$20 fine was the penalty meted out to Victor Chyblak by District Judge Dayton for violating the prohibition law. Chyblak was arrested in the Zorn hotel, November 29, and a quantity of liquor and chemicals out of which he was making the stuff were seized.

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