

PLACES A BAR UPON PRINTING OF EVIDENCE BEFORE TRIAL BEGINS

Judge Davis Threatens Newspapers With Contempt Proceedings in Lind Case.

HEARING IS POSTPONED

District Attorney Skeptical Regarding John Paul Lund, Named by Bartholomew.

STATE WOOL GROWERS IN ANNUAL MEETING TODAY AT HEPPER

Interests Warned Not to Let Present Prosperity Stultify Interest in the Future.

Hepper, Or., Dec. 15.—The Oregon Woolgrowers' association opened its nineteenth annual convention in this city Friday, leading wool growers and livestock men from all over the state attending.

Postponement of the trial was made on motion of Attorney John White, representing Bartholomew, and over the vigorous protest of Deputy District Attorney John A. Collier.

The locating of Oscar Paul Lund, who is being investigated to clear up Bartholomew's charge that Lund is the man who actually committed the murder, had a bearing on the judge's action in postponing the date of trial.

In his motion asking for a continuance of the date of trial, White says he also wishes to investigate here evidence which is too delicate in nature to intimate, or give public knowledge of his character at this time.

Deputy District Attorney Collier, in opposing the motion, charged White with not acting in good faith. Collier said he was ready to admit all that White hoped to get out of the trial.

Bartholomew confessed to having been in the room when the murder was committed and confessed to having assisted in carting to the river the green trunk in which the body was placed, but he has insisted that he did not wield the club which caved in Lind's cranium. He insists that a man he knew as Paul Lund, whom he had met in San Francisco, actually did the killing.

Until the last few days, when Attorney John White, who is defending Bartholomew, gained information of Oscar Paul Lund, who in some particulars is said to answer the description of the Paul Lund described by Bartholomew, the officers considered the man described by Bartholomew as a myth.

District Attorney Evans said in many important particulars the description of Bartholomew's Paul Lund does not tally with the description of the man who is on his way from Los Angeles.

Bartholomew described his man as a logger, and Oscar Paul Lund is a logger.

Would Not Commit Self. But when Bartholomew was shown a photograph of Lund, he would not identify himself as to whether he thought the man in the picture was the man who committed the murder or not.

Oscar Paul Lund attended Williamette university in 1912, and graduated in 1914. His parents, Mr. and Mrs. J. H. Lund, live at Hillsboro. Lund was in and out of Portland in the fall and winter of 1915. He was at the home of his parents and also stayed for a time at the home of his brother-in-law, Dr. Ernest D. Hitchcock, on Hawthorne avenue.

Dr. Hitchcock said Lund has never been known as Oscar Paul Lund, as his name is Oscar Alexander Lund. He was at the home of his sister, Mrs.

CONRAD HELGASON, at Los Angeles, who is being investigated to clear up Bartholomew's charge that Lund is the man who actually committed the murder, had a bearing on the judge's action in postponing the date of trial.

Lund Makes Denial. Los Angeles, Dec. 15.—(P. N. S.)—Paul Lund, mentioned in connection with the murder of John Lind in Portland, Or., a year ago, is en route north today to clear up what he says is a case of mistaken identity.

The death of Manfred D. Poyntz yesterday was very sudden, and was caused by heart failure. Mr. Poyntz was 44 years of age and a native of Kansas.

PORTLAND MAN DIES SUDDENLY AS RESULT OF A HEART ATTACK

Manford L. Poyntz Was 44 Years Old and Had Lived Here Since 1891.

The death of Manfred D. Poyntz yesterday was very sudden, and was caused by heart failure. Mr. Poyntz was 44 years of age and a native of Kansas.

Funeral services will be held from the establishment of J. P. Finley & Son tomorrow morning at 9:30.

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MRS. WOOLLEY WAS PIONEER

Daughter of W. O. Gibson Was Brought Here in 1847.

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FUNERAL OF EAST OREGON WOMAN IS SET FOR TOMORROW

Funeral services in memory of Mrs. Della M. Wright of Union were held in Portland this afternoon at 2 o'clock.

JAMES COAKLEY IS DEAD

Indian War Veteran Was 91 Years of Age; Funeral Tomorrow.

James Coakley, at the age of 91, died in the Home for the Aged on December 14 in this city without any near relatives to survive him.

MATHEW RIEDL DIES

The funeral of Matthew P. Riedl, who died at his home, 914 First street, yesterday night, was held from Dunbar & McKee's parlors today at 8:30.

Mrs. Louise Kalus Dies

Mrs. Louise Kalus, aged 69, died Friday at her home at East Forty-third street, after an illness of three months, heart failure following gradual decline.

Water Will Go on Big Umatilla Tract

Fendleton, Or., Dec. 15.—Three thousand acres of raw land in the western end of this county will be brought under irrigation and cultivation during the next season, according to L. A. Reineman, county water master.

Harms Is Recuperating

Police Lieutenant L. A. Harms, who was accidentally shot in his office at police headquarters last night of December 8, was able to leave the Good Samaritan hospital yesterday.

Fuel Supply Short

Fuel supply is short in several places, and it is expected that the shortage will continue for some time.

AUTO FIRM LOOKING FOR LARGER QUARTERS

Several Locations Near Center of Town Are Being Considered But No Selection Is Made as Yet.

Forced by increasing business to seek larger quarters, the Howard Automobile company, Pacific coast distributors of the Buick, are considering several locations nearer to the center of town than their present location.

R. D. Thompson, one of the officials in charge of the choosing of a new location, has been here for several days going over the situation with George W. Dean, local manager, but when he left last night the location had not been definitely chosen.

Considerable importance is attached to the decision of a jury in Judge Kavanagh's court yesterday in holding Mayor Albee, the city commissioners and City Engineer Peter personally liable for \$650 damages awarded Mrs. Victoria Colby, who was injured as a result of tripping on a defective sidewalk at East Salmon and East Thirty-second streets, May 6, 1915.

REFRIGERATOR CARS LACKING; SITUATION MOST SERIOUS NOW

Of all the freight cars that are on the "shortage" list, the refrigerator car is the shortest.

"Potato shippers are loading practically to the full capacity of the cars," said Mr. Hinchaw.

EMPLOYER CONDUCTS EMPLOYE TO COURT

Man Who Had Failed to Show Up on Speeding Charge Gets Fine and Brief Jail Sentence as Result.

A. B. Cummings, chauffeur for Dr. J. K. Mount of Oregon City, was taken before Judge Langbehn yesterday morning by his employer to stand trial on a speeding charge.

INDUSTRY LEAGUE TO BOOST BIG PAYROLLS

New Organization Will Foster Patronage of Locally Made Goods and General Development of State.

Increase in Portland payrolls is one of the objects of the Home Industry League, organization of which was perfected here last night in the Multnomah hotel.

EXPLOSION IN HOUSE IS FOLLOWED BY FIRE

Fire, preceded by an explosion that rattled windows of the neighborhood, broke out in a two-story house owned by T. A. Baker at 1150 Detroit street, St. Johns, about 10 o'clock Friday night.

SILVER AND JEWELRY TAKEN FROM HOME

Sixty pieces of silverware, some silver toilet articles and a few pieces of jewelry were taken from the home of F. L. DeWitt, 1325 East Third street, north, by burglars last night.

RESIDENTS ON ISLAND OF SYRIA ARRESTED

Berlin, Dec. 15.—(P. N. S.)—(Via Sayville Wireless).—According to official reports received here, says the Overseas News Agency, the German, Austro-Hungarian, Bulgarian and Turkish residents on the island of Syria were arrested by a detachment of the ententes, which landed there as a result of training received here.

OFFICIALS STING IN SUIT FOR DAMAGES; INSPECTOR DROPPED

Jury Holds Mayor and Others Personally Liable for Injuries Caused by Defect.

Verdict is for \$6350.

Joseph Allen Charged With Failing to Report Defect—City Will Ask for a New Trial of Case.

Considerable importance is attached to the decision of a jury in Judge Kavanagh's court yesterday in holding Mayor Albee, the city commissioners and City Engineer Peter personally liable for \$650 damages awarded Mrs. Victoria Colby, who was injured as a result of tripping on a defective sidewalk at East Salmon and East Thirty-second streets, May 6, 1915.

While the city is to ask for a new trial, the decision means, if it stands, that city officials hereafter will be held personally liable for all accidents occurring as a result of defects in streets and sidewalks.

City officials say that they should not be required to personally assume risks for accidents coming as a result of defects.

NEW POLICE AUTO

Another automobile is to be purchased for the police bureau to take the place of one recently wrecked.

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EX-REVENUE AGENT CONVICTED OF FRAUD

Conspiracy to Defraud Government by Illicit Distilling, Charge—Assistants Being Tried—Another Indictment.

Jacksonville, Fla., Dec. 15.—(I. N. S.)—Thomas C. McCoy of Asheville, N. C., former revenue agent, was found guilty of conspiring to defraud the government out of millions by illicit distilling, in the United States district court here today.

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TWO SCANDINAVIAN VESSELS ARE SUNK

London, Dec. 15.—(I. N. S.)—The Swedish steamer Vala and the Norwegian ship Braak have been sunk. The Vala was destroyed by a mine. Lloyds report that the crew of the Vala, but Christiania message said 14 were missing.

EASTERN STAR GIVES CHRISTMAS FESTIVAL

Rose City Chapter Holds Interesting Program and Santa Claus Makes Little Children Very Happy.

Last night Rose City chapter, Order Eastern Star, held a social session and Christmas party at the Masonic Temple, with members and their families.

The following program was rendered: Flannery solo; Birney; recitation, Aaron Herner; solo, Helen Krogstad; recitation, Zelma Merchant; song, Louise Corday; recitation, Katherine Kressman; recitation, Flora Foster; piano solo, Dorothy Chamberlain; recitation, Mildred Gilbert; solo, Margaret Kressman; recitation, Emma Louise Foster. After the program was concluded the entire assembly of refreshments served in the dining room.

LOU WAGNER BEATEN IN HOT BATTLE WITH JUNK MAN SUSPECT

Special Agent Felled With a Blow From Brass Bolt; Father and Son Arrested.

Lou W. Wagner, special agent for the Portland Railway, Light & Power company and formerly constable, was badly beaten in a fight with Harry Parnas, 27 years old, a junk dealer at Front and Madison streets, when he went to arrest Parnas this morning on a charge of receiving and concealing stolen property.

Parnas and his father, Solomon Parnas, 62 years old, are both held in the police lock-up on charges of receiving and concealing stolen property and assault with a dangerous weapon.

The fight occurred at 10 o'clock. Early in the day Agents Maher and Wagner arrested Frank Howard, 22 years old, and Leo Hudson, 25 years old, for stealing power wire, brass and belting from lines and plans of the street railway company. Hudson and Howard were taken to the offices of the special agents and are said to have confessed, adding that they sold the plunder at the Parnas establishment.

Harry Parnas directed Wagner to search for some of the brass in a barrel, Harry Parnas struck him in the forehead, inflicting a large bruise. Wagner fought back, and an instant later was knocked to the floor with a brass bolt, wielded by Solomon Parnas.

Wagner was taken to the emergency hospital and kept up in the back of his head dressed. He was also bitten on the index finger of the left hand so that the injury had to be dressed.

EIGHT HOUR PROBLEM CONFERENCES HELD

Railroad Executives and Trainmen Have Been Meeting Informally to Settle Dispute Without Legal Steps.

Chicago, Dec. 15.—(U. P.)—Hale Holden, president of the Chicago, Burlington & Quincy railroad, who was chairman of the committee of executives who met President Wilson and railroad brotherhood officials in Washington last summer, said today that conferences have been held between the employees and railroad officials looking to a settlement of the eight-hour day dispute.

WOMAN SUES FOR \$34,000

Idalia J. Stewart, employee of Meier & Frank company until January 17, 1915, has filed a suit for damages for \$34,000 alleged damages for personal injuries she received when she tripped over a rope and fell against a table in the department store.

NIGHT RIDERS' CASE IS NEARING AN END

Prosecution Completes Its Evidence and Defense Outlines Its Purpose; One Defendant Is Discharged by Court.

Tacoma, Wash., Dec. 15.—(U. P.)—The number of defendants in the "night riders" case was reduced to 12 today when Earl Timmons, 18 years old, was discharged on motion of District Attorney Clay Allen, who told the court he believed the boy had no part in the raid and subsequent evidence.

PUBLIC ENTERTAINMENT PROTECTION UNDER STATE LIABILITY LAW

Important Ruling Is Made by Supreme Court in Case of Enterprise Electric.

Rule is Applied Here.

The employers' liability law of Oregon gives protection to the public as well as to employees.

This important feature of the law was established by the state supreme court in an opinion handed down last Tuesday in the case of Clayton vs. Enterprise Electric company.

In view of the many conflicting interests in Portland at present this step has been deemed necessary. The solicitation committee has received so many promises to help after January 1 that it has been deemed advisable to keep the team members in the field.

Heretofore the law has been considered to apply only to employees. Attorneys for the street car company demurred to the complaint, on the ground that no law existed under which such an action could be brought.

If the suit had been brought under the common law, they contended, the action would have to be brought by the executor of the estate, instead of the widow, and if brought under section 38 of the code, the amount of damages would be limited to \$7500.

Attorney Frank Collier and D. A. Norton representing the plaintiff, went through the employer's liability act and pointed out to the court the various places in which reference is made to the "public." They admitted the public was mentioned in the title of the act, but the court sustained their contention that nevertheless, the act was constitutional, as it was passed by the initiative.

Attorney Norton contended that the ruling of the court will make a material change in the rule as to the care due the public from streetcar companies and other similar corporations.

MINER ACQUITTED OF WIFE MURDER CHARGE

Tacoma, Wash., Dec. 15.—(U. P.)—After being out since 4 o'clock yesterday afternoon, the jury in the case of John Pierwsa, Wilkeson miner, charged with the murder of his wife, today returned a verdict of not guilty.

The trial, which was unusual for the number of grownups exhibits produced in court and the introduction of testimony of an extremely technical nature, was a long drawn out affair.

The evidence against Pierwsa was entirely circumstantial and the jurors evidently accepted his story that Mrs. Pierwsa committed suicide by shooting herself through the head, following a domestic quarrel.

CHRISTIE HOME FUND CAMPAIGNERS BUSY

Workers Aim to Make Amount \$90,000 by Midnight Tonight—Permanent Organization Planned.

The executive committee of the fund raising campaign for the Christie Home for Orphan Girls has decided to form a permanent organization and has called a meeting of all interested in this movement for tonight at 8 o'clock.

Every team captain and every team member, men and women, are urged to be present at the meeting tonight.

The executive committee met at headquarters in the Portland hotel last night and heard the report in regard to the subscriptions received in the last three days. The list of these subscriptions is published in the Sunday morning newspapers.

WAR'S TRICK PUTS UP A BARRIER BETWEEN CONSUL AND SPOUSE

George Eugene Eager of Bar-men, Prussia, Local Visitor, Says Wife Is in Paris.

The great war has played many strange tricks, and it is because of the war that George Eugene Eager, United States consul to Bar-men, Prussia, has not seen Mrs. Eager for nearly three years.

Mr. Eager is in Portland today on his first leave in seven years as the guest of Max Vogt, banker of The Dalles.

When he broke out Mr. Eager was at his post in Bar-men and Mrs. Eager was visiting in Paris. A journey to Paris at Bar-men is exceedingly difficult these days, even for the wife of an American consul, and Mrs. Eager has been loath to undertake it.

"After it is all over," said Mr. Eager smilingly at the Portland hotel this morning, "we'll have to collaborate on our experiences."

Being a diplomatic officer of the government, Mr. Eager declines to disclose conditions in Germany and the war, other than to say that the people of Germany are highly optimistic as to the final outcome and that living conditions are not bad under the circumstances.

The visiting consul has been stationed at Bar-men since 1906, going to Germany from Lake Forest (Ill.) university, where he was instructor in music.

He studied as a young man at the Royal Conservatory of Music in Leipzig and since his return to Germany has again taken up the piano, making a number of successful public appearances.

PLAINTIFF LOSES ACTION WHEN EVIDENCE CONTRADICTS

Often it has been said that figures don't lie. And figures in this case plaintiff unwittingly placed in the hands of District Judge Dayton yesterday afternoon caused the judge to decide the case against the plaintiff.

Money flatly contradicted the evidence of the figures.

This was the way: G. C. Price sued E. L. Shanborn for \$98.18, which he alleges was due him for services rendered as a jitney driver at \$3 a day.

Shanborn declared the agreement provided he should pay Price 30 per cent of the gross receipts, and \$3 a day if not mentioned in the receipts. He had paid Price \$6.60 too much, and made a counter claim for that sum.

To strengthen his case, Price handed Judge Dayton a copy of the receipts. Turnovers he made to Shanborn. Judge Dayton noted some figures on the back of the receipts.

"Are these in your handwriting?" asked the judge.

"Yes, sir," replied Price.

When the evidence was all in, the court said there was no need for the state to make any argument.

"I have decided the case already," these figures show Price figured what was due him on the basis of 30 per cent of the gross receipts. The defendant is entitled to his counterclaim of \$6.60 and costs.

WHAT! A mellow, even-burning cigar for an nickel? Sure enough. You get it every time in the Million Dollar OWL. It's hand-made. A nickel everywhere and always a nickel's worth.

THE MILLION DOLLAR CIGAR. MAUNST & CO. INCORPORATED.

GLADYS COBURN. The Captivating Actress in 'The Battle of Life'. COMING TOMORROW. E. H. Sothern. In a Picturization of His Greatest Stage Success 'An Enemy to the King'. 4 DAYS ONLY!