

FLASH OF DIAMONDS DAZZLES SPECTATORS, JUSTICE AND JURORS

Wearer of Jewels, Defendant
and Divorced Husband Ask
Share in Same.

PARTNERSHIP IS CLAIMED

Mr. Wife Claims the Adornments Were
Presents to Her and Were Not in
the Nature of Partnership.

When the case of Macaulay vs. Macaulay was called before Circuit Judge Morrow Wednesday afternoon, the courtroom at once became a scene of glittering splendor, and spectators blinked their dazzled eyes. Something like \$10,000 in brilliant, sparkling diamonds flashed out in the subdued light of the courtroom.

The diamonds are the origin of the court suit and recall divorce court records of months ago. In the present action William J. Macaulay wishes to deprive his former wife, Willi Macaulay, of an even half of the gems that encircle her neck and hide her fingers.

A decree of divorce was granted Mrs. Macaulay by Judge Gantenbein in June, 1916. The diamonds at that time did not enter into the marital controversy. William Macaulay now contends that the diamonds were purchased by him several years ago in Butte for the mutual benefit of himself and his then wife and asks that they be divided. The defendant denies this, asserting that the diamonds were presents to her. Through her counsel, however, the plaintiff Wednesday asked a judgment on the pleadings, contending that since the diamonds had not been a question of the divorce proceedings they became her actual property. The motion was taken under advisement by Judge Morrow until next Wednesday.

SHERIFF SURPRISES BOARD

Turns in Check to Cover "Splits" in Tax Collections.

Sheriff Hurlburt had a little surprise for the county commissioners Wednesday morning when he handed to them a package of tenth, quarter and half cents. In the package, which was done up in the form of a check, however, payable to the county treasurer, there was just \$128.33.

"Splits" is what the sheriff calls this present to the county's general fund—not an inappropriate name, since it represents a sort of 50-50 affair between the sheriff and the taxpayers. Sheriff Hurlburt, however, shows how easy in his voluntary return to the taxpayers of their 50 end taken from them.

The "splits" represent the fractional change of cents in the collection of taxes. In many instances the tax is figured out to the fractional tenth, quarter, half and three-quarters of a cent.

Taxpayers, signifying that they are landed folk, and above carrying such trifling change as tenths of a cent, disdain to pay over less than 1 cent on their property. Sheriff Hurlburt, however, has made it a rule in tax collections that where the fraction is under half a cent the taxpayer gets its benefit, while if over half the sheriff takes the fraction. During the present collection the "splits" have amounted to the \$128.33 today turned over to the treasurer. On the basis of approximately 128,000 assessments on the rolls, the accumulated "splits" have averaged one-tenth of a cent to each taxpayer.

CANNED MUSIC HAS VALUE

Defendant Uses It to Offset Bill for Groceries.

Canned music has a ratio of value in comparison with canned groceries according to a decision of District Judge Jones, which had the effect of deducting \$10 from a \$30.14 grocery bill. The music in the form of phonograph and records was on hand in the courtroom to bear (mutely, however) testimony of its usage. The suit was brought by the Lowell Mortgage & Adjustment company, assignee of Alex S. Seales, groceryman, against B. A. Davis to collect on a grocery bill. It was brought out that Davis had given to Seales the phonograph and records as security for the overdue bill. It developed that during the two years Seales had held the instrument he had made free use of it. The court held

that Seales should pay at least rental, in a reduction in the bill, for the use of the phonograph and records, while simply holding it as security for a debt.

ASK NEW TRIAL FOR ORMAND

Reciting New Evidence in Case; Another Hearing Sought.

In an endeavor to secure a new trial for Will Ormand, now serving a four months' jail sentence for beating and choking 7-year-old Stanley Tomlinson, a motion accompanied by affidavits reciting new evidence to be presented, was filed in the circuit court Wednesday by his attorneys, Lynn Covert and J. C. McCue.

The new evidence is said to consist of testimony of O. C. Smith and Otto Mellers, boarders at the home of Mrs. E. M. Sollers, 733 Vaughn street, to the effect that the Tomlinson boy had told Mrs. Sollers that Ormand did not choke him but that he "thought Will was going to." These new witnesses also say that when the boy appeared at the Sollers' home on the night when the attack by Ormand is alleged to have been made, he did not show any appearance or mark of ill-usage. Photographs are also introduced in an attempt to discredit testimony of witnesses who said they had seen Ormand choking the boy on the back porch of the house. The photographs are intended to show that such witnesses could not have looked upon the porch as they said they did from their positions.

Will Filed for Probate.

Sister, a brother-in-law, nephews and nieces are the beneficiaries of Jessie Jameson, widow, who died February 22, as provided in the will filed for probate this morning. Ganir W. Jameson, brother-in-law, and Mrs. W. J. Armour and Mrs. J. Ellis Ewing sisters, are each to receive \$1000; Mrs. L. L. Hill is bequeathed two lots in Carter's addition, a solitary diamond ring and other personal and household effects. Nephews and nieces are legatees of valuable family heirlooms, while Isabel Armour, a niece, also receives \$1000. A bequest of \$500 is made to Mrs. A. J. Brown, an intimate friend of the deceased, the provision being made that in the event of her death before that of Mrs. Jameson, this sum shall revert to a nephew, Winfield Armour. Mrs. L. L. Hill is named executrix.

Asks Restraining of Husband.

While charging cruelty as the grounds for a divorce from Harold J. Jones, president of the California Honey company, 224 Holladay avenue, Margaret Jones in her complaint accuses her husband of confessing to a bigamous marriage with one Minnie McFerrat at Pueblo, Col. The complaint alleges that the defendant is worth \$22,000 obtained from his share in his father's estate, and that he has an income of \$250 a month. Grossed alimony of \$10,000 and \$150 a month for the support of two children during their minority is asked. The plaintiff also asks for the custody of the minor child, Coburn, aged 11, and Margaret, aged 9. Through fear of the defendant, the plaintiff asks also that an order be issued restraining him from molesting or communicating with her or the children during the pendency of the divorce action.

Must Render Statement.

Before the claim of Donald McLeod against the estate of Captain George L. Dunbar for \$300 as administrator's fees, and \$150 for attorney's services, is allowed, he must present to the probate court a statement of the services rendered. McLeod was formerly administrator of the estate, valued at \$10,000, but was replaced by Mrs. Martha Cook as administratrix. When the claim was presented to the probate court Wednesday morning Judge Farwell continued his consideration until McLeod had explained the services rendered.

Jeweler Pleads Not Guilty.

A. F. Claus, manufacturing jeweler, pleaded not guilty Wednesday in the federal court to an indictment charging him with sending gold through the mails of a lesser fineness than it was purported to be. He is alleged to have mailed a ring to a customer in Vancouver, supposed to be 18 karats, when subsequent assays showed a fineness of less than 16 karats. The date for his trial will be set in the near future.

Youth Is Sentenced.

Pleading guilty to larceny, Otto Wharkentin, a youth of 19, was sentenced this afternoon by Presiding Judge Gantenbein to three months in the county jail. Wharkentin was one of the youthful trio which a month ago conceived the idea of stealing automobiles piecemeal and reassembling them in an abandoned barn at Killbuck. The other two lads, Cyril Hunt and John Edgar, were committed to the industrial school. Although Wharkentin was implicated in the theft of an auto belonging to C.

PORTLAND MERCHANT DIES SUDDENLY WHILE STOPPING IN OMAHA

Word Is Received Here of the
Sudden Death of H. A.
Baron, Wonder Clothes Co.

Word of the sudden death in Omaha, Neb., of H. A. Baron, proprietor of the Wonder Clothes Shop of 142 Third street, Portland, has been received here by the wife, Mrs. Bertha Baron, of 314 Johnson street. Mr. Baron died of heart failure Tuesday morning. He had retired Tuesday night in apparent good health. He had just returned from a business trip to New York and had planned to open a branch store at Omaha next Saturday. He has another branch clothing store at Grants Pass, Or.

Mr. Baron was well known in Portland, where he had resided for the past six years. He was 44 years old and a 32d degree Mason, and a prominent member of the order of Elks. He formerly resided at Salt Lake City, Utah, where he has near relatives. He is survived by his widow and Pearl Baron, daughter, aged 14; Shirley Pearl Baron, son, aged 12; and Irvine Baron, son, aged 6 years.

The body will be brought to Portland for burial.

Passes at Age of 71.

Mrs. Almira W. Holt died Tuesday night at her home, 600 Hawthorne avenue, at the age of 71. She had resided in this city for the past 20 years, and was born in the state of Maine. Mrs. Holt is survived by four sons, W. H., F. R., S. W. and J. M. Holt, and by two daughters, Mrs. M. Littlepage and Mrs. M. Davis, all of this city. Funeral arrangements will be announced by J. P. Kinley & Son. Mrs. Holt was a member of the Lent's grange, and had a wide circle of friends in Portland.

Died as Husband Was Buried.

Mrs. Catherine Nissen died on Tuesday at her home, 359 East Forty-second street, almost at the same time as her husband's funeral was being held. John Nissen died on March 3, and both had suffered from pneumonia for some weeks. Mrs. Nissen was 61 years of age, and a native of Germany. Mr. and Mrs. Nissen resided in Oregon for over 35 years and for many years on a farm in Washington county. There have been six deaths in the family in the last four years. Two daughters, Mrs. Charles Burckell and Miss Clara Nissen, of Corvallis, and one son, John Nissen, of Eagle Cliff, Wash., survive. Funeral arrangements are in charge of the East Side Funeral Directors.

Mrs. Anderson Passes On.

Mrs. Esther Annetta Anderson, wife of Axtel L. Anderson, died this morning at her home, 920 Woodward avenue, following a long illness with bronchitis. Mrs. Anderson was born in Minnesota in 1866, and had resided in Portland since 1904. Her husband and one son, Carl M. Anderson, and her mother, Mrs. Eliza Swanson, survive her. Mrs. Anderson was an active worker in St. James Lutheran church of this city. Funeral services will be held at the home on Sunday afternoon at 2 o'clock, and from the St. James Lutheran church at 3 o'clock, West Park and Jefferson streets, Rev. W. E. Brinkham, pastor, officiating. Interment will be in Greenwood cemetery.

Funeral of Auto Victim.

Funeral services were held Wednesday afternoon for Mrs. Lillian Waters Green, the victim of the automobile accident on March 3. Mrs. Green was 51 years of age and was born in New York state. She is survived by her husband, J. L. Green, of West Park street. Interment was in Mount Scott Park cemetery under direction of J. P. Finley & Son.

W. Merritt, he was considered a subject for the leniency of the court, and at the recommendation of Deputy District Attorney Collier the light sentence was imposed.

Chinaman Gets Double Fine.

Frank Leo, identified with the C. Gee Woo Chinese Medical company, Wednesday pleaded guilty before District Judge Jones to the double charge of practicing medicine without a license and having opium in his possession without the prescription of a licensed physician. He was fined \$75 on the first charge and \$100 on the second. The trick of fate caught the Chinese practitioner on the opium charge. Leo was arrested first on the charge of practicing medicine without the necessary license, and was taken to the county jail. When searched there, the secreted opium was found within his hat band, and the second charge was immediately placed against him.

Death Recalls Early Times.

The death of Thomas T. Nicholas on Monday night will recall to many pioneers and miners in Oregon an old and valued friend. Mr. Nicholas was born in England in 1841 and came to the United States when a boy. He mined in Oregon and British Columbia in the early days, and established a hotel in The Dalles in 1882. For the past 15 years he had been active in the real estate business as one of the firm of Nicholas & Koontz. His widow, two daughters and three grand children survive.

Mess Still More Muddled.

The legal mess produced by Roy D. Gould's alleged adventures and manipulations in other folk's automobiles was added to this morning when Captain R. J. Williams began a suit in the district court against Detective Frank Beatty and A. L. Merritt, proprietor of the Central garage. Captain Williams comes in under the classification of one of Gould's victims, having been the innocent purchaser of a supposedly stolen car. The car was recovered by Detective Beatty a few days ago and is held in the custody of the constable at the Central garage. Williams has brought suit to recover \$250 as the value of the car and an additional \$50 as damages.

"Affinities" Cause Suit.

Invasion of a home by affinities is the burden of the complaint made by Nora Kline in seeking a divorce from P. A. Kline. Added to this indignity the plaintiff charges the defendant with excessive cruelty, that in his fitful tempers he drove his daughter from the home and sent her out into the world, and that on one occasion he terrified his wife by firing a revolver in an adjoining room on the pretense of committing suicide.

The Klines were married at Morocco, Ind., in 1890, and for the 14 years preceding February, 1916, lived in Benton

county, Oregon. Since 1916 they have resided in Portland. While at Corvallis, the plaintiff alleges, her husband was enamored of an affinity, who, however, was supplanted by another in Portland. This latter, the plaintiff says, she was compelled to receive in her home in order to allay suspicion of the neighbors. The defendant is alleged to own property valued at \$50,000, and the plaintiff asks a one-third interest in this. She also asks \$1000 attorney's fees and \$100 for costs of the suit.

Wife Alleges Cruelty.

Instead of turning over the new leaf January 1, 1916, Fred Burgett continued to sully the domestic life book by beating and choking his wife and attempting to throw her clothing into the street, according to the allegations of Cora Burgett in her divorce complaint, filed today. In August, 1916, it is alleged, the husband's brutality had finally driven the wife to seek refuge outside the home. Burgett was married under the assumed name of Fred Richard, it is alleged.

Transportation Men Will Meet Tonight

Members of the Portland Traffic and Transportation association will hold their annual meeting and dinner to night at the Multnomah hotel. The general subject of Portland's transportation problems will be discussed, with Harry W. Mitchell as chairman. Several informal talks will be made covering the city's commercial future as affected by freight rates and transportation agencies by land and sea. A number of representative business men, both inside and outside the association's membership, are expected to participate in the discussions and agree upon some unified policy and cooperation in the problems the city must face.

Special Car for D. A. R.

The Southern Pacific will assign a special car to the delegation of Daughters of the American Revolution, which will visit Eugene tomorrow. The car will be attached to the train leaving the Portland union station at 8 a. m., and will be brought back on the train leaving Eugene at 5:15 p. m. Saturday, arriving here at 10:15. John A. Hopwood, city passenger agent, will accompany the party.

HIPODROME Broadway at Yamhill

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3 DAYS—STARTING
TODAY

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French Acrobatic Novelty

Bob Jewett, and
Miss Rae
Pendleton

"Dancers From Dance-land."

Jack Barton
and
Shubert
Sisters

"Get the Idea."

ED BEACH
& CO.
in
THE
Basket
Picnic

Ogden &
Benson
The Pleasing Pair in
Songs.

George
Nagarhara
Imperial Japanese
Oddity.

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HARRY CAREY

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Howard Hickman
and capable cast.



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And the Keystone Feature

Ford Sterling and merry crew Stars and Bars

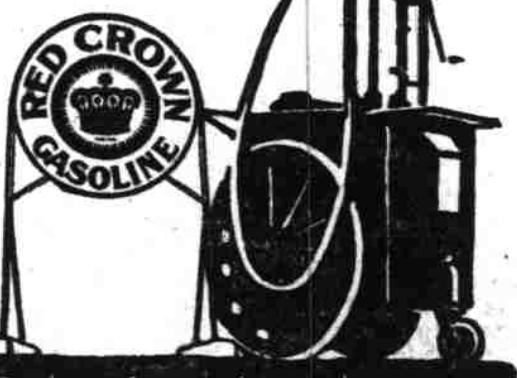
indulge in a humorous frolic—it's
made for laughing purposes and called



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Because it's a re-
fined gasoline—not
a mixture.

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and far off with the same glasses—
\$8.00 to \$15.00—go without some-
thing you don't need, but get glasses
worth while for your eyes.

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frame \$1.00
Lenses Sphero in Aluminum
frame \$1.50
Lenses Sphero in gold-filled
frame \$2.50
Lenses Sphero (curved) in G. E.
glass mounting \$5.50
Kryptok Lenses \$8.00 to \$15.00



STAPLES, The Jeweler

268 MORRISON ST., Between 3d and 4th