

WAR WORK FUNDS DRIVE IS STARTED

Twenty Teams Open Campaign for Y. W. C. A. and Other Recreational Activities.

This morning's results in the War Work Community Service Y. W. C. A. drive:

Women's teams	\$ 588.10
Men's teams	\$ 177.50
Total	\$ 765.60

Filled with the fervor of last night's rally which overflowed the Portland hotel, the men's and women's teams on war work community service were in the field this morning at 9 o'clock.

Twenty teams, under Colonels Mrs. Guy W. Talbot and Wilber E. Condon, were marshaled into the field and set out with victory as the slogan. Every "prospector" is card listed and the field is systematized. No teams are permitted to seek funds excepting from those whose names are in hand. All the downtown buildings are to be covered by squadrons, one for each block, and, as a trophy is to be given to the team making the highest score in getting subscriptions, a great deal of rivalry developed at the outset.

Speakers Bureau Manager John McCourt led one of the advance parties on the corner of Sixth and Alder streets. He was assisted by Charles W. Robinson, George Caldwell, Edwin Watkins and Jack Day. That the street throngs understand the purposes of the appeal was demonstrated by the 49 silver dollars quickly gathered.

Workers Hold Conference
Two hundred and fifty persons—all active workers in the campaign—gathered Monday evening in the grill of the Hotel Portland for the final kickoff. L. C. Gilman, general chairman, presided. Miss Carrie A. Holbrook, president of the Young Women's Christian association, spoke convincingly of the work of the local association, urging the solicitors not to apologize for soliciting funds for the association, but rather to be proud of its excellent services to the community.

Portland is credited with the finest "travelers' aid" work in the world and during the past year nearly 5000 people were aided in one way or another by the four workers who are kept constantly at the depot. Of these 5000 were children and 1100 were old people. More than 6000 were entertained over night during the past year under the association roof.

Needs of Y. W. C. A. Grow
The new and enlarged problems of the association developing as a result of the war, make the needs of the local association greater and more pressing than ever before.

Robert J. Reid of Kansas City, western representative of the Foodick commission, outlined the activities of the Foodick commission in a general way, stressing the work of the Playground and Recreation association of America, in whose hands has been placed the social and recreational work of the commission outside of the camps. The soldiers and sailors clubs already established in many cities adjacent to camps, cantonments and barracks are filling a great need among enlisted men, who seek into the nearest city by the hundreds and, unless there is a place designated for them especially where they may have the privileges of a meeting place, are lured into questionable and even vicious amusements. There are 6000 men now at Vancouver and there will soon be 10,000.

Man Conservation Is Urged
"As I passed the corner of Washington and Broadway," said Mr. Reid, "I counted 21 men in uniform standing on the four corners. How can you be assured that you have done your duty toward keeping those men clean and fit morally and physically unless you have to offer them a meeting place where they can smoke, read, play pool and do the things they want to do."

"We are hearing much about the conservation of all our resources, our crops, which are developed within a year, but what are we doing to conserve our young men, whom it takes 21 years to develop into men who can defend their country. I want also to commend the hostess houses. They enable the human element, the woman's touch, to be brought into the lives of the men and they are a big factor in maintaining the right life and the right viewpoint among the men."

John McCourt, local representative of the Foodick commission, spoke on the value of the social and recreational work among the soldiers. He said he thought the solicitation of funds to carry on war work creates a war consciousness which is essential to winning the war, because the presence of vicious women, drinking and gambling, which were formerly almost considered neces-

sities where men were gathered together, are now absolutely taboo.

Women's Work Is Detailed

Mrs. William MacMaster detailed the work of the hostess houses in this country and of the American nurses now in France, of whom there are 20,000. There are 85,000 French women working in the munition factories of France and there are in our own country 11,000,000 women engaged in war industries. Special care and safeguards must be forthcoming from the other women of the country if the health and morals of these women are to be maintained, she said.

Charles F. Berg, one of the campaign managers, gave a few final instructions to the workers at the close of the meeting. The pleasure of the evening was heightened by the singing of a number of lively selections by the Ad Club quartet, J. Ross Fargo, E. Malvern Evans, H. W. Frost and Jackie Deegan with Miss Mary Van Dyke at the piano. Charles W. Robinson gave two splendid readings, both of which were in line with the work of the campaign, one entitled "The Hostess House, and the other, "My Scn."

Funds to Aid Three Causes

The \$75,000 budget is divided into three distinct parts, \$25,000 for the local enlarged work of the Young Women's Christian Association to meet the war time conditions, \$25,000 for the hostess house work of the Woman's Work Council of the national Y. W. C. A., and \$25,000 for the social and recreation work among enlisted men outside of the camps.

Unless otherwise designated contributions will be distributed evenly between these three causes. However, if a contributor so desires, he may contribute to any one or two of these funds by designating his preference to his solicitor.

STATE WINS IN F. A. HYDE FRAUD CASES

(Continued From Page One.)

place, to have them pushed to final determination.

This decision is also expected to have important bearing on Pacific Livestock company cases, which are of similar nature, and are now pending in courts. It is expected to quiet for all time efforts that have been made in the past by Governor Withycombe and State Treasurer Kay to have these cases dropped.

Cases decided today were those appealed from Crook, Jackson, Linn, Lane, Clackamas and Hood River counties. The seventh case in the list was appealed from Klamath county, but the decision of the circuit court was delayed so long by Circuit Judge Kuyken that the state did not reach the supreme court in time to be handed down with the others. A decree ordered restored to the state in each of the counties is as follows:

Crook, 3890.21 acres; Jackson, 2360 acres; Linn, 600 acres; Lane, 160 acres; Clackamas, 1260 acres; Hood River, 760 acres.

Judge Anderson of Clackamas is the only circuit judge who held that the state could not recover any of the land involved. He was reversed in that particular.

Fraud Was Perpetrated

Fraud was perpetrated on the state by Hyde getting a large number of applicants to purchase state school lands within forest reserves and assign the lands to him or to persons he would induce. These lands then would be used as a basis for making lieu selections of government lands outside the forest reserves. The base lands would be conveyed to the United States and in turn the United States would give applicant title to selected lands.

The state brought suits against Hyde and others to have deeds given by the state to school lands cancelled, and the lands returned to the state. These suits were begun in seven different counties. The main decision is handed down in connection with the Crook county case, which involved approximately 14,000 acres. Of this number, 3890 acres were ordered restored to the state. Title to the 3890 acres had not yet passed to the United States and the court holds that title to the selected lands cannot pass to the applicant until title to the base lands has passed to the United States.

No Decree Effectual
Speaking of the 10,000 acres to which the general land office had accepted title in exchange for selected lands, Justice McCamant says: "In the absence of the United States as a party no court can pass a decree which would be effectual to restore these lands to the state. The decree of the lower court was ineffectual for that purpose. No careful purchaser would pay value for these lands in the absence of a decree of conveyance terminating the interest which the United States holds, and which is apparent on the face of the Crook county records."

"The record shows that the federal officials have cooperated with plaintiff's counsel in marshaling the evidence adduced in this case and from circumstances it is argued that the United States desires these lands restored to the state of Oregon. If this is so, the desire could be made effective by a conveyance of the lands, by a disclaimer filed by the United States, or by a decree which would qualify the Oregon courts to determine the controversy."

It is argued by plaintiffs that certain of the letters approving selections involved in this case should be disregarded because they were written by the attorney general, and that certain additional letters should be ignored because the secretary of the lands were unsurveyed. We think these matters cannot be litigated in the absence of the United States as a party. When the deeds to the base lands were accepted, the United States acquired a title. It may have been a bad title, subject to be divested by a court of competent jurisdiction, but the title cannot be adjudicated in a case to which the United States is not a party.

It is but just to Honorable George M. Brown, the attorney general, and to J. O. Bailey, who has ably assisted him in the preparation and trial of this case, to say that they are in no wise responsible for the condition of the records which precludes relief as to most of the lands involved," continues Justice McCamant.

Pleadings in Vain

"It appears that Mr. Brown made a trip to Washington and that he earnestly requested the commissioner of the land office, the solicitor of the interior department and other officials of the federal government to enter an appearance in this suit on behalf of the United States. This request was persistently pressed upon these officials, but in vain.

The refusal to enter such an appearance puts the United States in the position of retaining title to the base lands listed in supplement A, withholding patents to the corresponding selected lands and refusing to consent to the adjudication of the questions in dispute, the existence of which is the only possible excuse for the inconsistent attitude of the government."

Discussing the merits of the case, Justice McCamant says the conspiracy to defraud the state is clearly proved. After reviewing the various steps taken by the state in the last 20 or 25 years to uncover land frauds, Justice McCamant says:

"On the whole case we think that justice is not imposable to plaintiffs. The court also holds that the legislative act of 1901, which Circuit Judge Anderson held cured title to lands, presents no bar to prosecution of this suit."

MRS. FALING RAVING MANIAC, SAYS NURSE WHO WORKED FOR HER

Miss Helen MacDonald Says She Was Told of Woman's Lunacy When She Accepted Place.

What is considered by Dr. W. Tyler Smith, contestant in the now famous Faling will contest to be the most damaging testimony yet given, was spoken dramatically by a soft-voiced little woman from the witness stand this morning when Miss Helen MacDonald, a trained nurse who cared for Mrs. Faling from November, 1914, until June, 1916, gave her testimony on direct examination.

The witness declared that Mrs. Faling was a raving maniac as early as November, 1914, and that she knew that she was to care for an insane woman when she first accepted employment as one of the nurses.

"I was told by Miss Chattin, the head nurse, that I was to care for an insane lady," testified Miss MacDonald. "I was told to treat her as I would a child and that when Mrs. Faling the night I was to hold my hand over her mouth so that her screaming would not be heard by other people."

The witness further said that when she first saw Mrs. Faling the night of the aged woman, whose \$600,000 estate is now under litigation, was a total blank.

"She seemed to think I had been coming to see her all the time, though she had never seen me before," said Miss MacDonald. She thought the medicine I gave her was poison of some kind, and would fight and scratch whenever I tried to give it to her. At times she thought the room was full of animals and would chase these imaginary beasts around the room."

Miss MacDonald told of many alleged hallucinations held by Mrs. Faling; of how she might pet an imaginary dog or baby, or talk to an old woman in the clock. On several occasions, said the witness, Mrs. Faling would wrap her sheet in an old shawl and run about the room saying that somebody was trying to steal them from her.

Miss MacDonald was still under examination when court adjourned for the noon recess. She was brought to Portland from Michigan to give testimony for Dr. Smith, who is seeking to wrest the estate from Thomas N. Strong and C. Lewis Mead, to whom the greater share was left. Her examination will be completed some time this afternoon.

DESERTED WIVES ASK DIVORCE

Harriet Johnson and Mollie L. Misamore File Suits in Circuit Court.

Two wives who said they were deserted after 17 and 21 years of married life began suit for divorce in the circuit court this morning.

Harriet Leah Johnson and Charles Harford Johnson were married at Dillon, Mont., March 17, 1898. She alleges in her complaint that Johnson deserted her in April, 1915. They have a son 19 years old who is now serving in the army, also a married daughter.

Mollie L. Misamore and Milton F. Misamore were married January 25, 1897. She alleges in her complaint that Misamore deserted her in April, 1915. They have a son 19 years old who is now serving in the army, also a married daughter.

Mrs. Cochran Dies

Salem, Or., Jan. 8.—Mrs. E. P. Cochran, 74, who had been resident of Salem since 1891, died this morning at her home on Chemeketa street. She was mother of John W. Cochran, a writer for The Oregonian, and for the last two sessions of the legislature chief clerk of the senate. Other members of the family left are her husband and a daughter, Mrs. George T. Pratt of Newport.

Mrs. Cochran was a native of Scotland, coming to the United States when 14 years old.

Funeral will be held at 2 o'clock Thursday afternoon from the First Presbyterian church, with Rev. Carl H. Elliott conducting the services.

MORE SNOW FOR CHICAGO, PROMISE

Chicago, Jan. 8.—(I. N. S.)—Chicago is still digging itself out of the drifts today. Despite the activities of thousands of snow shovellers working under direction of city authorities scarcely a dent has been made in the deep covering of snow that blankets the city and large areas are still entirely snowbound. The official weather forecast for today and Wednesday is not encouraging, for more snow is predicted.

Although milk trains are being given the right of way on most railroads the city is on half rations so far as its milk supply is concerned. It is expected, however, that a normal supply of milk will be available before today is over.

Delay in delivery because of blocked streets is the most serious feature of the coal situation. Dealers report an ample supply on hand but considerable suffering has been caused because of inability of coal wagons and trucks to make a path through the snow.

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MARDENS PLEAD NOT GUILTY

Accused of Encouraging Daughter to Disobey School Principal.

Everett Marden and Ida Marden, his wife, indicted January 4 on charges of contributing to the delinquency of a minor, pleaded not guilty to the charge before Circuit Judge Kavanagh this morning.

The Mardens live at 1 East Eighty-second street here and are charged with having encouraged their 18-year-old daughter, Ida, "to follow a course of disobedience and insubordination" toward Professor J. O. Hall of the Glenhaven school.

Warrants of arrest were served on them Monday night by Deputy Sheriff Beckman and they appeared voluntarily in court. They were released on their own recognizance.

RESTRAINING SUIT IS FILED

Arenz Construction Company Starts Action Against City of Astoria.

The Arenz Construction company Monday filed suit in the federal court to restrain the city of Astoria from delivering warrants totaling \$60,000 to assignees of the company.

In order to fulfill eight contracts awarded by the city for municipal improvements, the Arenz Construction company borrowed funds from several banks and assigned to them warrants due from the city. The construction company later became involved in financial difficulties and was unable to complete its contracts. The city then called on the surety company, which bonded the construction company, to make good the delinquency.

Two Seeking Divorce

Linda Sturgis has begun suit for divorce in the circuit court against Fred Sturgis, cruelty and desertion being the allegations. They were married at Olympia, Wash., in 1901.

Ether Ellis asks for a divorce from Charles Ellis, alleging cruelty. They were married in 1912. The wife asks for the custody of their three minor children and for \$40 per month for their support.

Redmond Judge Apprehended

Redmond P. Judge, a former University of Washington athlete, wanted here on a charge of non-support, has been apprehended at Stockton, Cal. He is charged by his divorced wife with having failed to support their three minor children. Extradition proceedings are being taken by the district attorney's office to have him brought back to Portland for trial. The Judges were divorced in this county last August.

\$7500 Damages Demanded

Livia B. Marsters began suit this morning in the circuit court against William Isensee for \$7500 damages for personal injuries which she alleges she sustained November 28 last, when, as she asserts, the defendant, driving his automobile across the intersection of Broadway and Larrabee street, ran into her. She was transferring from one streetcar to another when struck, she avers.

Dr. Visetti on Trial

The selecting of a jury to try Dr. Carlo Visetti, former Italian vice con-

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Can you think of anything that will give the kiddies and their mother more lasting pleasure?

There are Columbia Records made specially for children—songs and stories, fairy tales and quaint animal recitations—just the sort of things the kiddies love.

Columbia Dance Records are famous. There are one-steps, fox-trots, waltzes, popular songs, and military marches set to dance-time.

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Send some to your soldier. There's a Columbia Grafonola in his Y. M. C. A. and Knights of Columbus army hut.

Many of the world's greatest musical artists make records exclusively for Columbia. Among opera singers there are Lazaro, Mary Garden, Barrientos, Stracciari, and Rothier—to name only a few.

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Former Treasurer of Nation Is Dead

Mack Sennett's very latest with most all the beauties and "Sunnies" in So. California—GO!

AUDITORIUM UNDER AUSPICES OF CITY OF PORTLAND

FORTUNE GALLO PRESENTS THE SAN CARLO

GRAND OPERA

TONIGHT AT 8:15

Santuzza.....Elizabeth Apsden	A
Turiddu.....Giuseppe Agostini	N
Lola.....Lina Maria	D
Alfio.....Angelo Antoina	
Mama Lucia.....Allice Homer	

TOMORROW THURSDAY MATINEE THURSDAY EVENING FRIDAY SATURDAY MATINEE SATURDAY NIGHT

PRICES
EVENINGS—Lower Floor—1st 14 rows, \$2.20; next 10 rows, \$1.65; remainder, \$1.10. Balcony—Dress Circle, \$1.10; 2 rows, \$1.60; rear balcony, 55¢ and 35¢.
MATINEES—Lower Floor—1st 14 rows, \$1.65; remainder, \$1.10. Balcony—Dress Circle, rear, \$1.65; Dress Circle, sides, \$1.10. Rear balcony—Rear, 55¢; rear balcony, sides, 35¢.

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