

DEFENSE IN LIQUOR CASE DOES NOT DENY TESTIMONY BUT WINS

August Kratz Helped Officers Find Whiskey in Basement of Place, They Testify.

August Kratz, charged with bootlegging, was acquitted by Judge Dayton's court Tuesday afternoon, although Kratz's attorney did not offer any evidence in rebuttal and none of the statements of the state's witnesses was denied.

According to the testimony introduced by the prosecution, Kratz is proprietor of a soft drink establishment in Washington street, near Third.

State Agents Scott and Jeffries, the arresting officers, testified they had entered his place and seized a mixing glass full of whiskey and a pint bottle containing a quantity of liquor. The mixing glass was under the bar near the sink and everything was ready to serve patrons, they said.

Officer Scott subsequently searched the basement. There he found a quart bottle of whiskey, he said. He was accompanied to the basement by Kratz, who, according to the testimony, went along willingly and pointed out likely places where liquor might be found.

He expressed surprise, the testimony continued, because one spot failed to yield a quart, and when Scott showed him the quart he had found in the identical place shown, he said, "Oh, you got it, did you?"

The jurors sitting on the case were W. H. Jacobson, O. G. Barlow, William J. Elliott, J. J. Zimmer, F. F. Jancke and O. Orvold.

ACCIDENT DAMAGES AWARDED
Plaintiffs Win in Suit for Injuries When Hit by Automobile.

A jury in Circuit Judge Tucker's court Tuesday returned a verdict in favor of the plaintiffs in the case of Cora Drahm, Gordon Law and Donald Law against Boss & McNeil, automobile dealers. Miss Drahm, who was nurse for the two children, was awarded \$2500; Gordon Law, \$250, and Donald Law, \$100. The three plaintiffs had asked for \$15,000. R. Lee Barnes was also a defendant in the suit, but his responsibility in the matter was not established and he was exonerated by the jury.

The suit grew out of an automobile accident at Patton road and Vista avenue when a car owned by Boss & McNeil and driven by one of its employees, swerving out of its way to avoid a car owned by Mr. Barnes, struck a drinking fountain at the roadside and injured the plaintiffs who were standing near.

ACCIDENT COMMISSION SUE
Lumber Company Employee Demands Relief, Because of Loss of Eye.

Charles Kinsey has begun suit in the circuit court against the state industrial accident commission, alleging that in an accident, while working for the Western Lumber company, he lost the sight of one eye December 24, that was entitled to relief under the state industrial accident law at the rate of \$25 per month for 40 months, and that he applied for such relief, which was denied him.

He asks the court to require the commission to determine the facts in the matter and to require the commission to give him the relief sought.

THREE ACCUSED PLEAD GUILTY
Frank Cellino Given 30 Day Term.

Frank Cellino, indicted recently for the alleged theft of an automobile, pleaded guilty to simple larceny Tuesday afternoon and was sentenced to one year in the county jail by Circuit Judge Kavanaugh.

J. W. Avis, indicted on charges of threatening to kill Alma Sandall, was permitted to plead guilty to a simple assault charge and was sentenced to 30 days in the county jail. Avis has been confined in jail several weeks awaiting trial.

Jimmy Ryan pleaded guilty to an assault on Marcell Belmont and was sentenced to one year in the county jail.

APPEAL BRINGS ACQUITTAL
R. B. Rand, Convicted of Traffic Violation, Wins Second Trial.

The jury in Circuit Judge Tucker's court trying the case of R. B. Rand, who appealed from a \$1 fine imposed in the municipal court for violation of the traffic ordinance, brought in a verdict of acquittal.

Another case of similar character is being tried before Circuit Judge Tucker. Dr. F. C. Hart of St. Johns is the appellant. He was fined \$21 in the municipal court, August 21.

Sentenced to Penitentiary
Edwin A. Hyde was sentenced to from three to 20 years in the penitentiary by Circuit Judge Tucker this morning upon his confession of a statutory crime. The crime was committed two or three years ago. It is said he recently took up a religious view which led to his confession.

H. J. Young Sues for Divorce
Henry John Young, in a divorce suit, alleges Ethel Young threw things at him, filled his house with undesirable acquaintances, would not let him have visitors, called him rude names when he objected to her and is about to leave the jurisdiction of the court with their 1-year-old son. He asks for an order restraining her from taking the boy away.

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They were married in Portland, March 19, 1907, and have two children.

Arrested Under Debtor's Law
Charged with having refused to pay a \$300 judgment, Frank R. Armatas was arrested this morning by Deputy Constables Watkins and Gless and lodged in the county jail. The complaint was made by Bert Phillips, the judgment creditor.

Damage Case Being Tried
A jury is being selected in Circuit Judge Gaten's court to try the \$7500 damage suit of Ella Fisher against the Portland Railway, Light & Power company. The plaintiff alleges that she was hurt alighting from a street car.

Rosa L. Brunner Loses Suit
A jury in Circuit Judge Gantenbein's court returned a verdict for the defendant in the \$10,000 suit for personal injury of Rosa L. Brunner against the Portland Railway, Light & Power company.

FREIGHT EMBARGO PUT ON IN EAST

Only Food, Fuel and War Supplies to Be Carried on Some Roads for the Present.

Washington, Jan. 23.—(I. N. S.)—Director General of Railroads McAdoo today acceded to Fuel Administrator Garfield's request for an embargo on freight to relieve the fuel shortage. He issued an order barring all freight except fuel, food and war supplies from the Pennsylvania railroad east of Pittsburgh, the Baltimore & Ohio, east of the Ohio river and all the lines of the Philadelphia & Reading.

A statement issued by the director general said the primary purpose of the order was to correct conditions in New England and New York harbor caused by the cold weather, which has interfered with train movements across the Allegheny mountains.

"This embargo is temporary," Mr. McAdoo stated. "It should last but a few days if the weather moderates."

Another plan in this connection will be the dividing of the country into mine zones. This method will aid distribution and it is expected that in arranging these zones Fuel Administrator Garfield will have the assistance of a committee of mine operators and workers. They will be aided by Howard Elliott and A. G. Guthrie, representing Railway Director McAdoo.

Situation Relieved, Is View
Chicago, Jan. 23.—(I. N. S.)—Released from the idleness enforced by the five-day shutdown order of the United States fuel administrator, 10,000 factories are humming in the Chicago district today and more than \$1,000,000 of capital is again at work.

Estimates of the money loss entailed by the shutdown, as compiled by John M. Glenn of the Illinois Manufacturers' association, total \$38,500,000. The total wage loss, Glenn declared, will equal \$18,500,000, while the loss of production will reach \$20,000,000.

Although industries suffered from the shutdown the general belief among manufacturers here is that the fuel order proved beneficial in that it has relieved an acute coal situation. The coal situation here is still serious, it is declared, but the crisis is said to have passed.

Big Packing House Strike Threatened

Labor Leaders, Incensed Because of Failure of Packers' Representatives to Appear, Demand Attendance.

Washington, Jan. 23.—(I. N. S.)—A 150,000 packing house strike involving practically the entire industry, was threatened here today through the failure of the packers' representatives to appear at a joint hearing before the secretary of labor's mediation board. The representatives of the unions waited until almost noon then, plainly angered, began drafting a letter demanding that the packers appear before the joint hearing forthwith. Leaders of the men declared that if the packers refused to discuss their differences, it was stated, however, that President Wilson would be consulted first.

Train Sideswipes Another; One Dead

Philadelphia, Jan. 23.—(I. N. S.)—One person was killed and several others probably fatally injured when the Manhattan limited on the Pennsylvania railroad sideswiped another Pennsylvania passenger train on a bridge at Forty-fifth street and Girard avenue this afternoon.

The man killed was James Uch of Lancaster, Pa., mail clerk.

Chicago Is Trying 19 Murder Cases

Chicago, Jan. 23.—(I. N. S.)—This is "slayers' day" in the criminal court here.

Nineteen defendants charged with taking human life went to trial before various judges.

Chief among the defendants is Ruby Dean, former cabaret singer, who is accused of the murder of Dr. Leon Quitman, a veterinarian.

JITNEY QUESTION IS PROBABLY GOING TO GET BEFORE PEOPLE

Plan Now Is to Put Measure on Ballot at Special Election in June.

The citizens of Portland probably will be given an opportunity of voting on the jitney question at a special election, now scheduled to be held in June.

Mayor Baker and Commissioners Barbur, Bigelow and Mann in opposing an ordinance offered by Dan Kellaher, commissioner of finance, allowing the jitneys to operate without any regulation other than that of state and city traffic laws, said they would favor referring back to the people an initiative ordinance passed at the last election which defeated the jitneys.

Mr. Kellaher in presenting his proposed ordinance to the council this morning, said he believed the Portland police bureau could properly regulate the jitneys and if this did not prove satisfactory he would favor an ordinance for mild regulation.

Action Is Necessary.
"Some action is necessary," he said, "to level the fare put over by the public service commission to be levied by the Portland Railway, Light & Power company, commonly known as the 6-cent fare."

In arguing in behalf of his proposed ordinance, Kellaher maintained that although the people had voted for legislation which defeated the jitneys, they were "led into a trap" in so doing and if given an opportunity to again pass on the same measure would oppose it by a vote of nine to one.

Mayor Baker asked Kellaher if his ordinance destroyed all legislative initiative and was told that the jitney buses, operating under this ordinance, would be required to comply with the traffic laws of the state and city.

Bigelow Opposed Ordinance.
Commissioner Bigelow in opposing the proposed ordinance declared that he would not vote for an ordinance "casting the winds to the winds we know should be provided," but favored a special election so the jitney regulation act could be submitted to the people for reconsideration.

Mayor Baker and Commissioners Barbur and Mann argued against the Kellaher ordinance, but said they favor allowing the people to vote again on the jitney question.

DISCHARGE BRINGS PROTEST

Commissioner Mann Will Submit Report on City Employee.

Charging that her husband, H. B. Chalfant, was discharged from the water department because he refused to cash a check containing money belonging to another man, Mrs. H. B. Chalfant this morning urged the city council to make a complete investigation of conditions at the Burn headworks of the water department.

John M. Mann, commissioner of public utilities, told Mayor Baker that as soon as he had been given the facts by Mrs. Chalfant he began an investigation. The findings will be submitted to the city council, he said. The council passed an ordinance introduced by Mr. Mann authorizing the payment of \$100.75 for services of Mr. Chalfant.

Must Answer Fire Calls

Following the recommendations made by the National Board of Fire Underwriters, the city council has authorized Edward J. Grey, general foreman of the water department, to answer all second alarm fires and to cooperate with the fire fighters. An ordinance increases Mr. Grey's monthly pay \$15 and under its provisions he will use his own automobile, which is to be fully equipped with tools with which mains can be shut off and other work sometimes necessary at large fires can be accomplished.

W. A. Knight, Shoe Dealer, Is Married

Bride Is Daughter of Salem Residents and Bridegroom Is Member of Firm of Knight Shoe Company.

Des Moines, Iowa, Jan. 23.—William A. Knight, Portland shoe dealer, married Miss Marguerite Miles, daughter of B. J. Miles of Salem, Or., here Monday.

The news of the wedding of W. A. Knight and Miss Marguerite Miles comes as a surprise to even the relatives of the bridegroom in Portland. The bride is the daughter of Mr. and Mrs. B. J. Miles of Salem, Or., and has been residing in Des Moines for the last year. Mr. Knight is a brother of Warren M. Knight, with whom he is in partnership in the Knight Shoe company, and of Frank L. Knight of the Knight Packing company of Portland.

It is surmised that he and his bride have gone to southern California for the wedding trip, and will return to Portland early in February.

Eastern Tieup Adds To Seattle Surplus

Seattle, Wash., Jan. 23.—(U. P.)—Freight from the orient is piling up at this port faster than it can be carried away as a result of the Eastern freight tieup, according to telegrams sent today to Director General McAdoo by President A. J. Rhodes of the local Chamber of Commerce.

Candle Found Under Dock
Officer Howard and Special Watchman George A. Baker found a candle burning under the Supply & Ballin dock, foot of East Oak street, Tuesday night. It is believed that the candle was placed there by someone with the expectation that when the candle had burned down, it would set fire to the dry plank on which it was placed.

Police Commissioner Resigns
New York, Jan. 23.—(I. N. S.)—Mayor Hylan of New York announced this afternoon that he had accepted the resignation of Police Commissioner Hughen. No formal reason for Hughen's resignation has been given out.

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Santiseptic relieves, cures and prevents chafed, irritated skin. Cools and soothes. You'll like its clean, healthy odor. 50c. All druggists. Adv.

May Snap-Eclipse Of Sun From Top Of Mt. St. Helens

Centralia, Jan. 23.—Following the announcement that Centralia will be included in a total eclipse of the sun June 8, I. S. Turner, local weather observer, said Tuesday that from May 5 to June 5 of each year during the last five years he has kept a record of sky conditions for Professor David Todd of the Amherst college observatory at Amherst, Mass.

The purpose of these records, according to Mr. Turner, was to make deductions as to the probability of being able to get photographs of the eclipse from the top of Mount St. Helens.

Men may be sent here by the Amherst college to get photographs of the eclipse from the top of Mount St. Helens.

Heroic Efforts of Oregon Boy Praised

Washington, Jan. 23.—(I. N. S.)—Secretary of the Navy Daniels today publicly commended Floyd Herman Bates and Francis Marble Blair, pharmacists' mates aboard a United States ship, for their efforts to rescue a drowning bather at Ocean Beach, Cal.

Although neither of the men had ever been in, the surf before, they plunged overboard without hesitation when they saw that the bather was beyond his depth. Bates' mother, Mrs. Nancy Bates, lives at Baker, Or. Blair's next of kin is his father, David Marble Blair of Laramie, Wyo.

Mariner Sees Divers Off South America

An Atlantic Port, Jan. 23.—(U. P.)—A fleet of nine enemy submarines was reported sighted off the South American coast in the latter part of December, according to a story brought here today. The report was first circulated by the captain of a Norwegian steamship, who asserted he had seen the boats and had notified the commander of a large Argentine vessel. The boats were seen, it was reported, near Cape Rio, Brazil.

Oregon Man Buys Farm

Centralia, Wash., Jan. 23.—Charles D. Edwards & Co., a local realty firm, yesterday announced the sale of George Freis' highly improved 32 acre farm at Klabiner to Fred French. The consideration was \$5800. The new owner comes to Lewis county from Prairie City, Or.

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Colorless faces often show the absence of iron in the blood. Carter's Iron Pills will help this condition.

DRINK HOT TEA FOR A BAD COLD
Get a small package of Hamburg Breast Tea at any pharmacy. Take a tablespoonful of this Hamburg tea, put a cup of boiling water upon it, pour through a sieve and drink a teaspoon at any time. It is the most effective way to break a cold and cure grip, as it opens the pores, relieving congestion. Also loosens the bowels, thus breaking a cold at once.
It is inexpensive and entirely vegetable, therefore harmless. (Adv.)

WHITLOCK ON BELGIUM
Recital of German atrocities in Belgium by Brand Whitlock, United States minister to Belgium, in THE SUNDAY JOURNAL, beginning Sunday, February 17.

OLCOTT WANTS TO PAY INCOME TAX

Secretary of State Believes He Should Share Burden of Other Citizens.

Salem, Or., Jan. 23.—Secretary of State Olcott will ignore the provision of the income war tax bill which exempts the salaries of state officials and employees from the tax.

In a letter sent today to Milton A. Miller, collector of internal revenue at Portland, Mr. Olcott requested that the necessary blanks be sent him so he might make the same war tax payment that must be borne by all private citizens who have a corresponding income.

He says he sees no reason why the salaries of public officials should be exempted from the tax. His letter says: "As I know of no reason why public officials should not share equally with all other citizens in the burden thrown upon our country in financing the war, I would respectfully request that blanks be supplied me in order that I may make the same return as required of a private citizen."

Bremerton to Get Eastern Recruits

Bremerton, Wash., Jan. 23.—(U. P.)—Four thousand naval recruits from eastern states are coming here for training, according to officials of the yard today. Cold weather and the shortage of fuel, it is said, is causing the removal of the men from the Great Lakes camp to the yard at Bremerton.

The base here has been given over almost entirely to naval reservists enlisted in the submarine chaser division, but they fill but a small part of this big camp, which will accommodate 5000 men.

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Hurry
Coming Saturday:
THE PRICE OF A GOOD TIME
GET READY!

Big Bill Hart
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At Every Performance
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