

SPEEDERS TO GET NO RESPIRE WHILE LAWS ARE ARGUED

During Clash of City Ordinance and State Statute Municipal Judge Can Continue Penalties, PROTECTION IS AFFORDED

Violators Will Have No Appeal Because Fines Were Imposed When Flaw Was Not Known.

Portland is not without protection against speed maniacs, pending untangling of the legal muddle of state and municipal traffic laws, according to statements from the city attorney's office. Portland police and Judge Rossman can enforce the state laws, it is declared, which assert that drivers must operate their machines "in a careful and prudent manner and at a speed not to exceed 30 miles an hour."

The municipal judge is to be the judge of whether or not automobiles are operated carefully and prudently, it is pointed out, and the speed does not necessarily have to exceed 30 miles an hour, or 20 miles an hour. Adequate protection is therefore insured Portlanders by the elasticity of the state law, attorneys state.

The same law can be applied to those now awaiting trial for violation of the speed ordinance, it is claimed. Although it is suggested that they may be dismissed by Judge Rossman because of failure of the city ordinance to apply, the elastic state law can be invoked, according to city attorneys. Speeders can not be prosecuted under any city ordinance enacted after their arrest because such a law would be ex post facto, lawyers state, and unconstitutional. Therefore, those now under arrest must be either dismissed or prosecuted under laws of the state.

AUTHORITIES HAVE TWO COURSES

There are two courses open by which the present legal debacle can be escaped, it is explained. Either the city can test the legality of the present ordinance by an appeal to the supreme court, or it must enact a new ordinance with minor changes to coincide with the state statute. The latter is an old law, it is declared, and was made a part of the bill passed by the recent legislature of Oregon, though it had been on the books for eight years. It applies largely to the question of municipal home rule, lawyers argue, which has been decided by the supreme court on several occasions.

In the cases of Kalleh versus Knapp and Branch versus Albee municipal home rule was upheld, and in the case of Rose versus Port of Portland and Colby versus Medford, it was handed down as an opinion of the court that a general law of the state would supersede city ordinances, city attorneys explain. Changes in the personnel of the court account for the varied opinions, they say.

The city attorney's office would not state this morning whether the supreme court would be appealed to, or a new ordinance enacted to make the city ordinance applicable to Portland speeders. A sufficient study has not been made of the case, it was asserted. The opinion was advanced, however, that a new law would likely be drafted because of the saving in expense, if an ordinance could cover the case.

CHILD STRAYS FROM HOME; FALLS ASLEEP; POLICE SEARCH LONG

Elma Stiwell, 9, Found Far From Home on Front Porch Of Stranger's Home.

NOT NEW DISCOVERY

The provision in the 1919 state automobile law which prohibits municipalities from enforcing speed laws which contravene the state law, has been pointed out, is not a new discovery. The same provision, word for word, has existed in the state traffic laws since 1911.

It is because of the decision of the supreme court on that very point that no action has been taken before in numerous cases which have come up. The state law, section 23, provides that the maximum penalty shall be \$400 fine and one year in jail. The city law reads \$500 and six months. The city would be out of date \$100.

Section 20 provides that no person under 16, unless accompanied by some other person competent to operate a motor vehicle and who is over the age of 16, shall be permitted to operate a motor vehicle on the public highways. The city law reads 17 years as the minimum age for auto drivers and specifies no age limit for motorcycles. "Kids" under 16, accordingly can't drive motorcycles in the city now.

The city can have semaphore officers under section 25, provided they at all times display their star.

SPEEDERS PAY HEAVILY

Section 27 reads that all accidents must be reported within 12 hours. All motor vehicles must be under control at cross roads, which Judge Rossman says includes street crossings. Judge Rossman said this morning that in his opinion persons fined under the city traffic law could not collect the amount of their fine, as all had neglected to see the flaw in the law and failed to appeal the case to the circuit court within five days after being sentenced. Judge Rossman believes that since he found the flaw, and since the law was not challenged in open court, that those fined, possibly illegally, have no further recourse.

"It is merely a point of law and does not involve any points of fact," he said. All traffic cases brought \$2543 in fines during March and \$2387 during April. A large number of these fines were imposed upon persons driving their machines over 30 miles per hour, so they have no complaint to make.

I. W. W. Convention Opposed By Legion

Milwaukee, Wis., May 12.—(U. P.)—A written protest against permitting members of the I. W. W. to meet here May 17, addressed to Mayor Dan W. Hoan, was delivered at his office by a committee of eight members of the American Legion of Wisconsin. Mayor Hoan previously had announced the "constitutional rights of freedom of speech and assembly" would not be interfered with in Milwaukee.

HUN YOUTH KILLED SIX; ARRESTED IN MOVIE SHOW HOUSE

Amsterdam, May 12.—(I. N. S.)—After murdering six persons at Dortmund, a 19-year-old German youth named Frits Ritter, went to a moving picture theatre and was enjoying a show called "Tender Mercy" when the police arrested him.

Authorities Seek Man Who Shot Down Big Racing Balloon

Pittsburg, Pa., May 12.—(I. N. S.)—Government agents and troopers of the state constabulary today were scouring Beaver county in an effort to apprehend the persons who fired upon the S-16, one of the balloons in the race from Akron, Ohio, to the Atlantic coast, and forced it to come down just east of this city.

At 9 o'clock, a family living at 1578 Albina avenue telephoned to the station that a strange little girl was asleep on their door step. Policemen hurried to the house, and there, tiny little Elma, dressed in her pink dress and gray coat, was fast asleep. She was carried to her home in an automobile, too fatigued by her journey, to tell of her adventures. Sixty big policemen returned to their homes, and picked the remnants of their supper from whatever cold dishes remained in the kitchens.

At 4 o'clock, when the day relief was ready to go off duty, no trace of the tiny wanderer had been found. The search, which was kept up to keep up the search, and let their supper grow cold at home. Until 8 o'clock, the day relief scoured Albina. Led by a report that the child was seen walking in the direction of the Columbia slough, a number of policemen began searching that locality. A number of neighbors, led by H. Kuhn, took up the search.

School Clerk Will Attend Educational Convention in East

School Clerk R. H. Thomas will leave Wednesday for Cleveland, Ohio, to attend the national convention of the association of accounting and business officers of public schools, to be held May 20, 21 and 22.

Mr. Thomas has been asked to give an address on "Evaluation of School Properties" as a subject on which he has written an extensive article for the American Public School Journal, which will appear in the June number, and has agreed to give the talk if a gap should appear in the program. Mr. Thomas was previously asked to speak on "School Bonds," when the man scheduled for this subject went back on the association, but Mr. Thomas declined to attempt to handle such a vast subject in the short time at his disposal.

Director George M. Orton, who was to have accompanied Mr. Thomas, has found it impossible to leave his business. Mr. Thomas expects to return May 29.

Wasco's Convention Attendance Largest

The record of largest attendance at the opening session of the county Sunday school conventions held throughout Oregon during the past few months goes to Wasco county, according to the announcement of the state secretary, Harold F. Humbert. Wasco county exceeded Multnomah county. Two hundred and twenty were present at the opening meeting, which was held at Mosier. Almost every Sunday school in the county was represented, says Mr. Humbert. The state convention opens Thursday at Corvallis and lasts over Sunday.

Alleged Auto Tire Thieves Are Held

Complaints charging larceny were signed this morning in the municipal court against J. D. S. and Chester R. Wheeler by N. Ireland of Tigard. Both men were arrested Monday night at the Columbia River Shipbuilding corporation by deputy sheriff E. F. Smith. According to Smith, Dower and Wheeler entered the shipyards as if to work and after the other men had gone to work they slipped out and robbed automobiles of their extra tires. A guard witnessed the theft but was unable to catch the men, so he notified the police.

Klamath Indian Is Held for Shooting

Willard Lotches, an Indian of the Klamath reservation, charged with shooting and seriously wounding Deford Lang, another Indian, on the reservation a few days ago, was brought to Portland today to await trial in the county jail in custody of Deputy United States Marshal S. F. Pace.

SAVE MONEY ON SHOES FOR THE WHOLE FAMILY

From Foochow, China, comes this letter from R. E. Gardner, Foochow College: "Neolin Soles have solved the shoe problem for me. Other soles wore out quickly on the rocky roads here, and I had no end of trouble with them," he writes.

Where other soles fail, Neolin Soles always stand the test of hard wear and rough usage. This fact points the way to economy. Buy Neolin-soled shoes for the whole family, and so save shoe money. And have Neolin Soles put on your old shoes, too.

These durable, flexible, and waterproof soles are scientifically made by The Goodyear Tire & Rubber Co., Akron, Ohio, who also make Wingfoot Heels, guaranteed to outwear all other heels.

Neolin Soles

Falsification in Auto Accident Is Being Looked Into

Oakland, Cal., May 12.—(I. N. S.)—Police are today attempting to ferret out the reason for falsification of names in the Altamont canyon automobile accident that resulted in the death of two people and injury of several others.

Tie Purchaser Opens Office in Portland

R. L. France, tie and lumber purchasing agent of the Southern Pacific company in Oregon, has opened offices in the Fenton building and will spend much time in Portland to keep in closer touch with the tie situation.

End of Textile Strike Seen

Lawrence, Mass., May 12.—(I. N. S.)—Textile strikers, through their general committee this afternoon made concessions which are expected to bring about arbitration and an end of the three months' industrial struggle.

Bulgaria Does Not Expect Red Uprising

Salonika, May 12.—(I. N. S.)—Reports that Bolshevism has broken out in Bulgaria are premature, but if the peace terms are harsh an outbreak might be expected in the mining regions. The peasants, however, are expected to oppose a wave of communism in favor of an orderly republic. The Bulgarian mining district is around Pernik.

Treaty Rights With Holland Discussed

Paris, May 12.—(I. N. S.)—(By French Government. Wireless.)—Negotiations with Holland with reference to the revival of the treaties of 1839 will soon be commenced by the allies, it was stated today. The treaties relate to territorial matters mainly. French, British, Dutch and Japanese delegates will take part.

Steamship Company Suit Is Dismissed

New York, May 12.—(U. P.)—A suit involving \$2,000,000 against the American Trans-Atlantic Steamship company, which was seized by the alien property custodian, was dismissed by Supreme Court Justice Seeger in Brooklyn today.

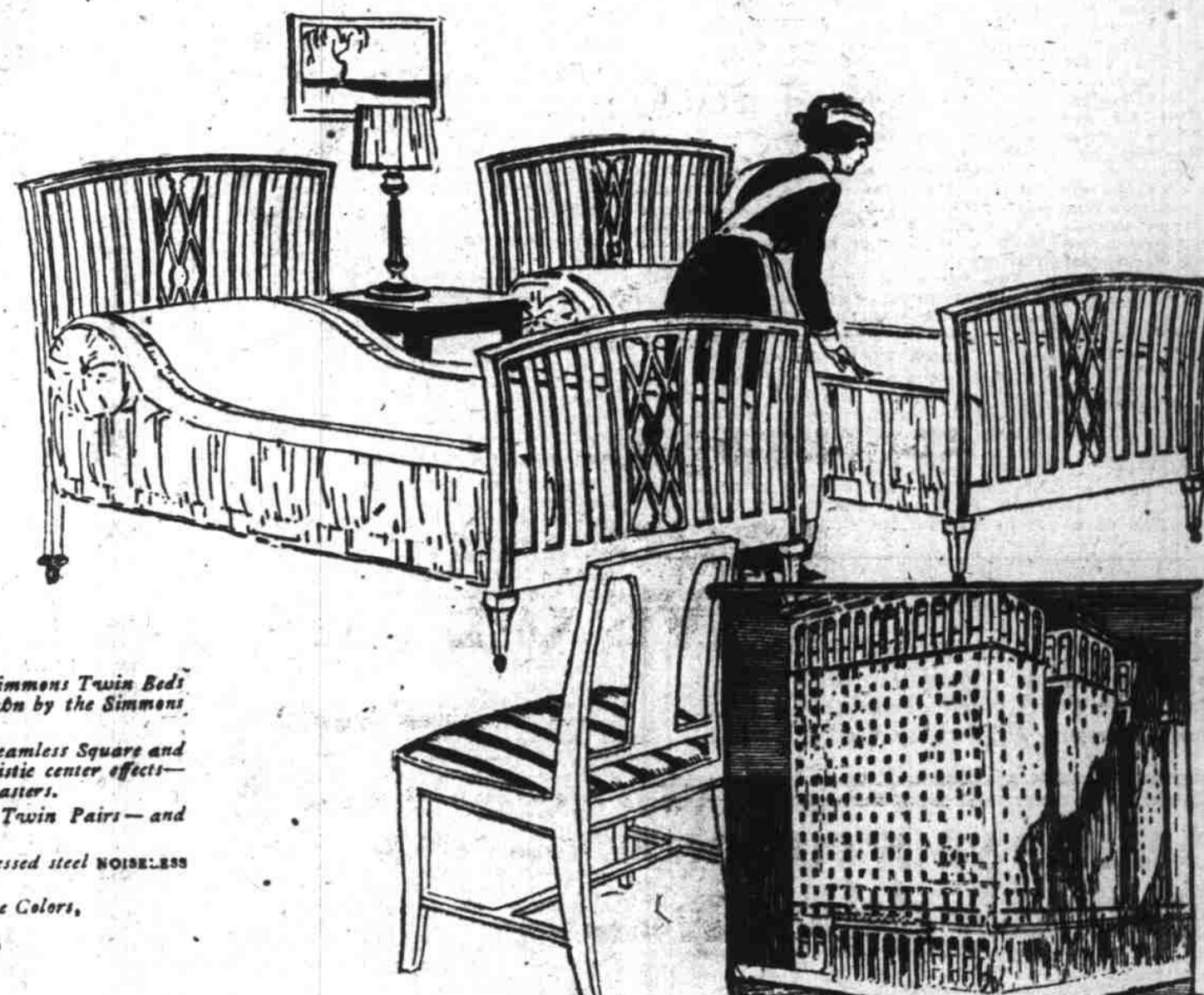
Portuguese Says His Country Should Get Indemnity; Debt Big

Paris, May 12.—(U. P.)—"The peace treaty, as it now stands, will leave Portugal ruined," Juan Cagan, former premier and member of the Portuguese peace delegation, said in an interview today.

Belgium to Cut Her Army to 100,000 Men

Paris, May 12.—(By French Government. Wireless.)—(I. N. S.)—Belgium has demobilized 155,000 soldiers but retains 510,000 under arms, said a dispatch from Brussels today. The Belgian war minister has promised to do his utmost to reduce the army to 100,000 men without any further delay.

Two More Great New Hotels Adopt Simmons Beds



HERE is a pair of the charming Simmons Twin Bed—a new pattern now being shown by the Simmons dealers everywhere. Tudor design. Made of Simmons Seamless Square and Rectangular Tubing throughout. Artistic center effects—decorations in relief. Easy running casters. Your choice of Double width and Twin Pairs—and specially pleasing in TWIN PAIRS. Has the Simmons patented new pressed steel WOODLESS CORNER-LOCKER. Enamelled in the accepted Decorative Colors. Ask for No. 1963

WHEN the new HOTEL PENNSYLVANIA (New York) and the HOTEL WASHINGTON (Washington, D. C.) opened their doors to the traveling public—they offered as one of their primary attractions, bedrooms fitted with Simmons Metal Beds—beds built for sleep.

In face of the keenest competition, these two contracts were awarded to the Simmons Company because of the well-known character of Simmons Beds and Springs—and the fine good-will they have made for themselves with the patrons and management of prominent hotels all over America.

EVEN more than an item of news—there is a hint here for the housewife who is thinking of buying beds.

It may never have occurred to you that you can have for your home the same luxurious sleeping equipment as you find in the famous hotels.

San Francisco, Cal. Newark, N. J. SIMMONS COMPANY Kenosha, Wisconsin Portland Ore. Montreal, Canada

SIMMONS BEDS Built for Sleep

Can You Reed-French?

Here are two things, written in plain English in the language of the good old U. S. A., that we want you to know:

FIRST

We have just received a shipment of brand-new, beautiful Columbia Grafonolas, and we want you to have one of these in your home. Here's how easy it will be for you: Columbia 90 model, with twelve double disc records, three hundred needles and record brush, all for \$100.20.

You pay for the records only when the machine is delivered and start paying on the machine later on.

SECOND

A few dollars down and a little each month will place one of our beautiful pianos in your home.

Prentice (used), dark case, \$147.50. Pay \$15 down and \$7 per month.

Willard (used), mahogany case, \$229.00. Pay \$20 down and \$9 per month.

Starr Piano (used), walnut case, \$279. Pay \$25 down and \$10 per month.

ISN'T THAT EASY?

These are only a few of the many bargains in new and used pianos to be found on our floor. Give us a call and let us show you. You will receive courteous personal attention, whether you buy or not.

Out-of-town customers, write us for catalog and further particulars about these bargains. Liberty Bonds accepted at full value.

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