COUNCILMEN HEAR PEDERSON BONDS QUESTION ARGUED

Early Decision Expected on Attitude of City Toward Claim For $76,000 on Auditorium.

Whether the city council should refuse to pay claims of the bondsmen for Hans Pederson, contractor for The Auditorium, in the sum of $76,000 since City Attorney LaRoche has ruled that the city has no legal responsibility, or whether to meet the "moral responsibility," were dominating questions this morning in the hearing of the much-discussed issue at the city hall.

"You may hew to the line and obtain your 'pound of flesh' but the public conscience will never be satisfied with such procedure," fired Franklin T. Griffith, member of the committee of business men appointed by Mayor Baker to investigate the claims. "I have profound respect for the legal opinion of City Attorney LaRoche, but law does not always mean abstract justice."

"If the big city of Portland is morally responsible to Pederson for money lost in carrying out his contract, then I say she should pay it," voiced Mayor Baker. "If it is proven that Pederson lost money and that the city secured a building twice in value what was paid for, there is no right thinking man who would not say the claim should be paid."

"Let the claimants carry the case to the courts," thundered Bigelow. "All the lawyers in the city couldn't settle the thing. The bondsmen know they have no legal claims or they wouldn't have waited two years before pressing them."

Final disposition is expected late this afternoon at an adjourned meeting, with indications that a board of arbitration will be asked by Pederson's bondsmen to decide on the exact equities that should be paid.

McArthur Is Ready To Distribute Seeds Among Constituents

Washington, Jan. 28.—Representative McArthur has several thousand packages of vegetable and flower seeds ready for distribution among his constituents in Multnomah county and announces that seeds will be sent only upon specific requests from individuals or organizations.

Congressional seed allotments are smaller than usual and McArthur feels he should not attempt general distribution. He will supply reasonable quantities of both vegetable and flower seeds to any resident of Multnomah county and larger quantities to schools and organizations. He will also be glad to supply lists of farmers' bulletins and to forward publications from these lists. Communications should be addressed to C. N. McArthur, 486 House Office building, Washington, D. C. Seed distribution will be made about March 1.

Lumber Companies At Silverton File For Incorporation

Salem, Jan. 28.—Two new Silverton lumber companies filed articles of incorporation with the corporation department here today as follows:

Comstock-Brown-Alm company, Silverton; $10,000; E. L. Comstock, F. H. Brown, Julius Alm.

Ankeny Lumber company, Silverton; $10,000; W. H. Ankeny, T. P. Ristelgen and J. W. Hyett.

Other companies filing articles today follow:

Tracey & Ferrall Manufacturing company, Portland; $1000; Harry Tracy, E. T. Ferrall and David C. Pickett.

Doris Masonic Building association, Inc., Portland; $25,000; Charles H. Carter, E. S. Harrington, F. P. Drinker.

Cascade Sales company, Portland; $5000; J. J. Fitzgerald, Frederick Heilig and Nora Moser.

The Everett-Johnson Lumber company, Portland, filed a certificate showing an increase in capital stock from $20,000 to $30,000.

Pneumonia Claims Husband and Wife Within Few Days

Freewater, Jan. 28. — John Brown, more than 70 years old, died at his home in North Milton Monday of pneumonia. On Saturday his wife was buried after a short illness from the same disease.

The Women's Benefit elected the following officers. Lady commander, Mrs. J. C. Crimmens; chaplain, Mrs. Pritchett; sargeant, Mrs. Frank Williams; minister at arms, Mrs. Standage; record keeper, Mrs. McEwan; sentinel, Mrs. Hudson; collector, Mrs. Wilcox.

War Veterans Would Be Policemen

One hundred and one men, mostly overseas veterans, presented themselves at police headquarters this morning to take the civil service examination for patrolmen.

Accused of Using Pass Illegally

E. I. Wheeler, railroad agent at Vader, Wash., is charged with transporting on a government pass a woman not his wife in an information filed today in the federal court.

Malted Barley blended with wheat, processed and baked for twenty hours, produces the rare, delicate flavor of

Grape-Nuts

Wonderfully easy to digest and full of nourishment.

Second Arrest of Man Gets Censure For City Policeman

Patrolman A. A. Cooper was censured by Municipal Judge Rosman this morning when he took Peter Doyle into court on charges of operating an automobile without two headlights and for using profane language. Cooper had stopped the young man Tuesday night at Park and Washington streets and arrested him for having but one headlight in operation on his automobile.

Doyle pulled his machine to the curb and started to adjust the light, when Cooper stepped up a second time and told him he had not parked in accordance with the ordinance, being slightly over 12 inches from the curb. Words followed and Doyle was arrested a second time, charged with using profane language. The court found him not guilty of this, but Doyle pleaded guilty to the traffic violation and was fined $2.50.

Roscoe C. Nelson was fined $2 for driving his machine without lights; E. C. Pape of the Willamette Iron & Steel company, $4; J. Silkworth, $2; H. D. Carter, $2, and J. E. Griffith, $4. Cutting a corner cost J. Price $4 and driving a car without a muffler cost Fred Orth $5.

GERMAN AGENT SAYS EX-CROWN PRINCE IS TO SETTLE IN MEXICO

Announcement Is Made by Former Attache of German Legation at Mexico City.

Hermosillo, Mexico, Jan. 28.—(I. N. S.)—Frederick Wilhelm Hohenzollern, the ex-crown prince of Germany, is soon coming to Mexico, according to a statement made here today by Rudolph Misheimer, a former attache to the German legation in Mexico City.

Misheimer declared that the ex-crown prince will leave Europe early in the spring, and will arrive in Mexico quietly and unannounced. He will make his headquarters in Mexico City.

Frederick Wilhelm's prime purpose in coming to Mexico, according to Misheimer, is to establish a German colony in the State of Queretaro, where German agents recently have taken options on large tracts of fertile lands in the vicinty of San Cristobal. Queretaro is the native state of President Carranza.

Frederick Wilhelm will be followed shortly by Prince Oscar, another son of the kaiser, who plans to establish himself in the State of Usulatan, Salvador, in Central America, declared Misheimer. German agents have recently purchased large plantation properties in that district.

Misheimer intimated that the ex-crown prince would be the guest of President Carranza for a short time after his arrival in the capital.

New Trial Is Set In Alleged White Slave Prosecution

Joe Lombardi, alleged white slaver, must stand a second trial because the first jury returned this morning with a disagreement verdict. The jurors had been out all night following trial of Lombardi in federal court Tuesday. New trial date has been set for February 23.

Joe described the "love fever" that crept over him last July, and which caused him to propose marriage to a 16-year-old girl within a few hours of their first meeting. He came to Portland from Yakima, Wash., at her behest, he contended Tuesday, and intended to marry here.

But when arrested shortly after arrival, July 19, and informed by the girl's mother that she was already married, Joe didn't quit seeking a desirable wife, he said under cross examination.

A pretty young woman sat all during the trial near Lombardi's attorney. She married the Italian three days after his arrest for bringing the young girl from Washington, he declared. He had never seen her before.

Lombardi, who is 35, said he had been in the United States two years. Before that he lived in Canada. He owns a high power motor car, has $5000 in the bank, and when he came to Portland, had $1450 cash with him, he said.

Keeley's Petition For Admission to Bar Before Court

Salem, Jan. 28.—Permanent admission of Lee Roy E. Keeley, Portland attorney, to the Oregon bar is now up to the supreme court of the state, and definite action is expected next Tuesday. In a report filed with the court by the board of examiners of the Oregon Bar association specific charges filed by A. B. Ridgeway, secretary of the association, in connection with objections to the admission of Keeley to practice law in this state are found not to have been sustained. The board, however, is silent as to any recommendations for Keeley's admission to the bar.

A motion to dismiss the objections was filed with the court by Keeley today, together with a request that he be permanently admitted to the Oregon bar.

Boxmakers, Canners And Fruit Packers To Plan for Season

Resolutions were adopted at the conference of Pacific Coast Box Manufacturers held here recommending that t series of joint meetings between box manufacturers, fruit packers and cannery operators be held at various points in the Northwest to determine the box requirements for the coming season, that plans may be made to meet the demands.

A telegram setting for the condition of the box industry was sent to the national joint convention of the canned and dried fruit brokers' association, national canners' association and canning machinery and supply association now in session at Cleveland, Ohio. An appeal was also wired to Director General Hines of the United States railroad administration asking that sufficient empty freight cars be moved to the Pacific coast to supply the needs of the lumber and box manufacturers.

JOHN BROOKE OF U. S. CUSTOMS SERVICE IN PORTLAND, IS CALLED

Well Known Statistician Had Lived in Oregon 30 Years; Native of England.

John Brooke, 57 years old and for 20 years statistician in the Portland office of the United States customs service, died this morning from heart disease at Good Samaritan hospital after many years of suffering.

Brooke was a native of Nottingham, England, came to America 35 years ago, became naturalized, and for 30 years had lived in Oregon. For five years Brooke was an Eastern Oregon stock rancher. After graduation from Nottingham university Brooke came to America and was graduated in 1898 from the University of Oregon law school. He was a member of the W. O. W. in Portland. Brooke is survived by his widow, who is at the family home, 541 Montgomery drive, and by one son, Alfred E. Brooke, and a daughter, Mrs. H. C. Frye, both of Portland; as well as by two brothers, Arthur R. of Tonopah, Nev., and Mark, Trail, B. C., and one sister, Mrs. J. Lovell Smith of San Francisco.

George Eastman Dies in Detroit

George Eastman, for a number of years an architect in Portland, died on Sunday evening at Detroit, Mich., according to word sent friends here this morning. Eastman, who had been an active member of the Multnomah club and other local organizations, left Portland some four years ago with his wife and their three children to make his home at Detroit, where he continued his profession. He was about 40 years of age at the time of his death.

TRAFFIC VIOLATORS DODGE PENALTY

(Continued From Page One)

dition that he asked to be taken home in a taxicab.

Wiles swore to a complaint of driving while intoxicated. When the case came to trial, Dickinson was charged with reckless driving and fined $75.

Newspapers were approached and asked that publicity in the case be quashed.

Other cases in which driving while intoxicated would seem to the layman to be a logical charge came into court as reckless driving prosecutions. Although some witnesses in the notorious Sorensen case indicated that he had been drinking, and his attorney admitted it, he was charged with reckless driving. He could have been prosecuted for driving while intoxicated, reckless driving and failing to report an accident. But he was prosecuted on only one count.

Although Joe Mielke had been in court half a dozen times before, charges of driving while intoxicated and failing to report an accident placed against him were dismissed on motion of the deputy city attorney, not long before little Viola Cummings met her death under his machine.

EXPLANATION IS MADE

Deputy Prosecutor Stadter explains that the action was taken "because the judge never convicts in failing to report accident cases and the evidence was not strong enough to convict on the intoxication charge."

Page Shindler escaped prosecution last week after he was arrested and charged with reckless driving. About 1 o'clock Friday morning, January 16, he drove a high powered car up Washington street. Between Fourth and Fifth he struck and damaged a car parked at the curbing. Continuing at high speed, so high that two machines dashing after him to obtain the license number of his car failed to catch him, he turned at Washington and King streets and demolished a filling station. He continued on.

Complaint against him was sworn to by H. Rich, owner of the damaged automobile, although Shindler's name was not then known. The following day, E. A. Thompson appeared at the police station and asked "what could be done." Officers asked Thompson if he knew the owner of the car. He answered that he did not. The officers advised that Thompson send him to the police station. Acting as a deputy sheriff, he brought him in and report was made of the accident, more than 30 hours after its occurrence.

Shindler paid all damages incurred in his wild flight. Statements at the police station indicated that Rich might ask that the complaint be withdrawn, yet no other complaints were lodged against the defendant to insure his prosecution in spite of the fact that the city had the names of other witnesses.

The case came to trial. Rich asked that the complaint be withdrawn inasmuch as he had received payment for damage done his car.

CASE IS DISMISSED

The case was dismissed on motion of the deputy city attorney. This is the precedent—if a man pays for the damage done, he can do as he pleases without prosecution.

"Wait until this agitation about driving while intoxicated blows over. With the newspapers howling about drunken and reckless drivers, a man so charged will, if the case is brought up, get a heavy sentence." These are statements uttered at the police station by persons responsible for enforcement of traffic laws after arrest has been made by motorcycle officers. It is one of the influences by which law enforcement is demoralized and traffic accidents increased. It is, of course, to drivers with a pull that leniency is shown. Portland can never be made safe until all men look alike to all officials.

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WITNESS TELLS COURT WOMAN THREATENED TO TAKE WILSON'S LIFE

Jealousy of Sister Is Alleged to Have Sent Accused Woman Into Frenzy.

Marysville, Cal., Jan. 28.—(U. P.)—Intimate details of the alleged relations of Mrs. Gertrude Wilson with Charles Brown, the man she is accused of murdering, were told on the witness stand in her trial today by Arvin Ward.

Later, Ward testified, he heard Mrs. Wilson threaten to kill Brown if Brown did not cease paying attention to Mrs. O. J. Howard of Oroville, Mrs. Wilson's younger sister.

He quoted Mrs. Wilson as saying to Brown:

"When I see you with my sister it is like running a red hot poker through me."

While Ward was testifying, Mrs. Wilson sat beside her husband, Fred J. Wilson, newspaper man. Both smiled frequently as Ward told the story. Mrs. Howard who, until today sat beside her sister, was seated in another part of the courtroom.

On one occasion, Ward testified, Mrs. Wilson ran out to an automobile party composed of Brown, Howard and others, and called Brown vile names. He said Mrs. Wilson said that if Brown kept "running with" her sister she would "get a gun and shoot" him.

RUPERT COMPANY IS PLANNING TO BUILD ADDITIONAL PLANTS

Directors Vote About $150,000 For Betterments of Fruit Packing Business.

Directors of the A. Rupert company and representatives of the eastern stockholders of the concern Tuesday voted approximately $150,000 for betterments and extensions of fruit canneries now in operation and establishment of two new plants. Funds voted also provide for expansion of the distributing system. The directors unanimously pledged themselves to follow the program for cooperation with growers outlined by Rupert prior to his death last week.

The sum set aside for expansion of the company's business will be expended on the canneries at Newberg, Lebanon, Falls City and Gresham and new plants will be built at McMinnville and North Puyallup, Wash. Pay rolls of the various plants will be increased and the aggregate output increased to about 625,000 cases of fruit a year.

No action was taken by the directors toward electing a president to succeed Rupert. Until such action is taken Edgar Sensenich, vice president of the company, will act as chief executive.

Military Funeral for Chamberlain Planned

Hermiston, Jan. 28.—The Hermiston post of the American Legion is making arrangements for the burial service for Russell Chamberlain with full military honors Thursday afternoon. Chamberlain's parents live near Hermiston and he was one of the first drafted men from here. He was overseas, but not in time to get into the front line. His death was caused from an injury which he received in a football game about a year ago.

Rain and Silver Thaw Hinder Wire Service

Milton, Jan. 28.—A heavy rain Monday night, followed by a silver thaw, caused much trouble with the telephone and electric light plants. The Walla Walla Valley Railway company had difficulty in reaching Milton on account of ice on the wires. The Walla Walla river is higher than ever before, and the heavy rain has flooded cellars and streets.

"Shooting" Livens Luncheon; Census Cause of Trouble

La Grande, Jan. 28.—At the Union County Ad club luncheon Tuesday the chief topic for discussion was the present census and its progress in La Grande. Dr. Ray L. Murphy, as pep master, started things going when a number of shots were fired outside of the banquet hall. In a few minutes William Vogel, manager of the Foley hotel, was carried in on a stretcher. When asked the trouble, the stretcher carriers answered that Ralph Huron, assistant census supervisor for Eastern Oregon, had met Vogel and had "shot" him because he failed to give all of the names of the people who were living in his hotel to the census enumerator.

Mrs. A. E. Ivanhoe, county school superintendent, is sending out circular letters from the state school superintendent, with one of her own, to all school teachers, urging that every effort be made to promote the thrift contest, which is being carried on throughout the nation. Every effort is being made to place Union county at the head of the state.

Vaccination Order To Be Enforced in Schools of Ashland

Ashland, Jan. 28.—Because of a few cases of smallpox in town, which are under strict control, the local board of health and city school board, at a joint session, adopted a resolution to enforce the order sent out by the state board of health regarding vaccination.

The Alpha chapter, Order of Eastern Star, will give a card party Thursday as a benefit toward furnishing a room in the new state home to be built at Forest Grove.

Engineers Decline To Dig Out Tualatin

Washington, Jan. 28.—(WASHINGTON BUREAU OF THE JOURNAL.)—Dr. W. D. Wood heads a petition, numerously signed, of residents along the Tualatin river asking if work cannot be done for the removal of obstructions in that stream. Senator McNary, to whom the petition was sent, submitted it to the army engineers, who have returned it with the report that no authority exists for such work, the Tualatine river never having been included in the government program by adoption of a project, although the subject was at one time investigated by the direction of congress.

S. & H. Green stamps for cash. Holman Fuel Co., Main 353, 560-21.—Adv.

PIONEER BORN WHILE CROSSING PLAINS IN 1844 PASSES AWAY

Mrs. Fannie Harvey, When Babe, Narrowly Escaped Being Stolen by Indians.

Mrs. Fannie Harvey, one of the earliest pioneers of Oregon, died at her home, 1563 Stanton street, Tuesday evening. Mrs. Harvey came to Oregon in 1844 with her parents, William and Sarah Ann Case, from Missouri. She was, in fact, born en route, and Indians tried several times to steal her.

Coming down the Columbia river on a flatboat, Mrs. Case and her baby girl were swept overboard, but rescued.

The family settled in Marion county. Mrs. Harvey was one of the earliest graduates of Willamette university, receiving her diploma in 1866. Her first husband was Samuel Moreland, one of the well known newspaper writers of his day. Mrs. Harvey traveled extensively and was an enthusiast for Oregon plants, woods, scenery and birds. Her home was beautified with Oregon trees and plants and birds were encouraged to nest and feed in her grounds.

Mrs. Harvey is survived by two daughters, Mrs. Horace Thielson of this city and Mrs. Walter Tyler of Los Angeles. Two brothers are George W. Case of Marion county and John N. Case of Omaha, Neb. Five sisters are: Mrs. Alice Bothwick and Mrs. L. H. Maxwell of this city, Mrs. Dell Gibbons of Los Angeles, Mrs. Ella Cranstone of Buenas Aires, Argentine; S. A. and Mrs. Jennie E. Garrow of Victoria, B. C.

Funeral services are in charge of Miller & Tracey, and will be held at the residence Thursday at 1:30 p. m., with final services at Lone Fir cemetery.

Waterholter Case Dismissed

At the instigation of one of his customers Edwin Desner, carrier for a morning paper, had H. Waterholter, 71 years of age, arrested Tuesday on a charge of larceny. In court this morning Desner could not identify Waterholter as the person said to have stolen a paper off a porch, so he was discharged. Deputy District Attorney Deich refused to prosecute the case when he learned that a neighborhood difficulty was back of the arrest.

Elks Have Social

Portland Elks held a successful social entertainment Tuesday night which was largely attended. A dramatic and musical program was a feature. C. O. Brandenburg and F. B. Smith had charge of arrangements.

Meredith in Cabinet Highly Pleasing to Portland Ad Men

It caused a ripple of excitement, a gladsome ripple, among local advertising men when the news appeared in The Journal Tuesday that E. T. Meredith of Iowa had been nominated as secretary of agriculture by President Wilson. Meredith is not only a national figure in agriculture and a farm journal publisher. He is president of the Associated Advertising Clubs of the World, the office constituting a recognition of the highest attainments in the science and leadership of advertising. Immediately upon receipt of the news, Charles F. Berg, former president both of the Portland Ad club and of the Pacific Coast Advertising clubs' association, telegraphed Meredith at Des Moines:

"Heartiest congratulations upon the wonderful recognition of an honest-to-goodness advertising man. As immediate past president Pacific Coast Advertising association, I extend greetings from your fellow advertisers of the coast and wish you happiness and great success in this highly merited and well deserved distinction. The cabinet and the nation are the gainers."

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Our system will teach you to lead and make a dancer of you. Plenty of desirable partners and practice. No embarrassment. Separate step room and extra teachers for backward pupils. My latest book, describing all dances, ballroom etiquette, etc., free for pupils. We have large and select classes, and the social feature alone is worth double the price. You can never become a dancer by taking private lessons from inferior teachers in small room or in short class lessons with no partners to practice with. Others derive their profits from public dances. We cater to teaching alone and conduct each lesson the entire evening. There is absolutely no other school of this class in the city. Why not attend a first-class school where you will learn from professional dancers and meet refined people.

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