MILWAUKIE IS NOT LIABLE FOR CLAIM OF PAVING CONCERN

Salem, Or., Dec. 7.—The town of Milwaukie as a municpality is not liable for the payment of the claim of the Montague-O'Reilly company, contractors, for the paving of Front street, according to an opinion written by Justice Burnett of the Oregon supreme court, Tuesday, reversing the decree of Judge Campbell of the Clackamas county circuit court.

In the first place, Justice Burnett points out, the contract between the town and paving company was void in that it was not entered into on a competitive basis, as required by the city charter, which provides that contracts shall be let to the lowest responsible bidder on plans and specifications prepared by the city. In this case the bidders submitted their own plans and specifications, it is pointed out.

The agreement between the town and the paving company also specifies that payment shall be made from a special fund created for that purpose through assessments against property abutting on the improved street and that the contractors cannot look to any other fund for payment of the claim. The amount involved is $8014.14.

Other opinions were handed down as follows:

W. S. Dippold et al. vs. the Cathlamet Timber company, appellant; appeal from Multnomah county; suit to collect damages caused by fire. Opinion by Justice Brown. Judge C. U. Gantenbein reversed.

J. A. Pope vs. John MacDonald, appellant; appeal from Grant county; suit to recover money alleged due on contract covering lease of lands and personal property. Opinion by Chief Justice McBride. Judge Dalton Biggs affirmed.

Mary Cole et al. vs. Edgar Marstin, county judge of Wallowa county, et al., appellants, appeal from Wallowa county; appeal from order of circuit court dismissing a proceeding for admeasurement of dower. Opinion by Chief Justice McBride. Judge J. W. Knowles affirmed.

Blake-McFall company vs. Samuel F. Wilson, Eugene A. Dudley and Jesse Dudley, appellants; appeal from Multnomah county; action for conversion of an elevator, dispute being as to whether elevator was personal property or irremovable fixture and part of realty. Opinion by Justice Harris. Judge C. U. Gantenbein reversed as to Dudleys and affirmed as to Wilson.

Rehearing denied in City of Portland vs. O'Neill.

161 SUSPECTS TAKEN IN BIG VICE CRUSALE

(Continued From Page One)

reports that a demonstration was being planned, a cordon of 50 police was thrown around the city jail early in the evening and remained on guard all night.

Orders were issued forbidding more than two persons to enter the building together, and precautions against a crowd forming in that vicinity were taken.

The bodies of Miles Jackson and Lester Dorman, detectives killed at Santa Rosa Sunday, arrived here last night and will be given public honors at the city hall today.

MURDER INDICTMENTS ARE RETURNED AGAINST SLAYERS

Santa Rosa, Cal., Dec. 7.—(U. P.)—An indictment containing three counts of murder each against Terrance Fitts, George Boyd and Charles Valento was returned shortly after noon today by the county grand jury at the close of a morning devoted to an investigation of the slaying of Sheriff Petray and Detectives Jackson and Dorman, the latter two of San Francisco.

At the same time, District Attorney George Hoyle announced he had secured a third alleged confession from Boyd in which, he said, Boyd admitted that he himself shot all three officers, but implicated Fitts and Valento in an alleged murder conspiracy.

The district attorney withheld complete details of Boyd's latest alleged confession, saying he would not make it public until the men indicted are brought to trial.

The indictment returned by the grand jury charges each of the three men with a separate count for the alleged murder of each of the three officers who were killed. The men are to be brought into court under the indictment Friday.

The next 24 hours will tell whether there is to be a renewed outbreak of community wrath against the men held for the slaying of Sheriff James Petray of Sonoma county and Detectives Jackson and Dorman of San Francisco, officials and citizens believed today.

After a night which passed quietly, but with tenseness and high feeling everywhere noticeable, this afternoon and this evening were looked forward to as the time for the real test.

If there are renewed demonstrations, the funeral of Sheriff Petray this afternoon is expected to bring them out. Private services for Petray will be held here and at 1 o'clock a big cortege will start from Santa Rosa to Healdsburg, Petray's home, where public services will be held in the Episcopal church about 3 p. m.

"Jimmy Petray was mighty popular at Healdsburg," one Sonoma county official said today. "Around Healdsburg are men who have known and loved him for years. They are quiet, law-abiding men in the outlying parts of Sonoma county, but they are not to be trifled with when aroused. Frankly, I fear for what may happen after the funeral tonight."

Sheriff Boyes issued orders today that no visitors be admitted to the jail. He also ordered the guard augmented today during the funeral of former Sheriff Petray.

The funeral procession which started from here at 12:30 today for Healdsburg, where services were to be held this afternoon, was one of the most remarkable corteges ever witnessed in the state. Early in the day automobiles began to arrive to participate in the procession. The mourners came from all over the country and all walks of life.

Brief services were held here before departure for Healdsburg. There the services were to be held in the Episcopal church and ceremonies were to be conducted at the grave by members of the Knights of Pythias, of which organization the late sheriff was a member.

SACRAMENTO MAY PUT BAN ON BOXING ENTERTAINMENTS

Sacramento, Cal., Dec. 7.—(U. P.)—Boxing exhibitions may be prohibited in Sacramento, Charles Bliss, commissioner of public health and safety, announced today. Bliss was to confer with Chief of Police Hugh Sydenham today with a view of prohibiting boxing in this city.

Boyd Served Time

Sacramento, Cal., Dec. 7.—(U. P.)—George Boyd, who yesterday is said to have confessed to shooting Sheriff Petray of Santa Rosa and Detectives Jackson and Dorman of San Francisco, was sentenced to 10 years for robbery in this county on September 28, 1907, police records show.

Under his picture in the rogues' gallery are the words:

"Strong-arm robber—bad man."

To Visit Belgium

H. Quaidbach, former language teacher in night courses at Lincoln high school, will leave Portland in January for a trip to France and Belgium. Quaidbach is a native of Liege, Belgium, and will visit his brother there. He expects to be overseas several months.

U. P. FREIGHT CHIEF FORESEES NEW ERA

Frank W. Robinson, freight traffic manager of the Union Pacific Railway system at Omaha, and J. A. Reeves, general freight agent of the Oregon Short Line at Salt Lake City, arrived in Portland this morning to join W. S. Basinger, passenger traffic manager of the system, who arrived last week.

Robinson and Basinger are here to study general business conditions, and Reeves to familiarize himself with the western terminus of the system. Robinson was formerly traffic manager of the O-W. R. & N., with offices in Portland.

"General business conditions which we have seen in seven states recently convince us that the period of business depression has reached its lowest basis and business will soon be returning to normal," said Robinson.

That the Union Pacific system has faith in a rapid business readjustment is apparent in view of the large equipment orders and double tracking work in progress, according to the railway chieftains.

A total of 72 passenger cars, 45 cabooses and 100 locomotives are now being delivered to the system, and 2000 new steel gondola cars will be in service by February 1. This equipment will cost approximately $15,00,000.

The system has under construction 38 miles of additional double track between Wasatch, Utah, and Le Roy, Wyo., which will be completed early in the spring and will cost approximately $4,500,000.

A. C. Barber Elected First Head of Fire Chiefs' Association

Permanent organization of the Fire Chiefs' association of the state of Oregon was perfected at the Monday evening session of the Oregon fire fighters. State Fire Marshal A. C. Barber was elected president for the ensuing year, Fire Chief Thomas Coates of Tillamook was elected first vice president, Chief J. W. Davis of Marshfield second vice president, P. E. Overend of Newberg secretary and Chief J. H. Spurlock of Newberg treasurer. B. F. Dowell, former chief of Portland's fire department, Chief Elmer J. Stanard of Woodburn and Chief T. R. Graham of Corvallis were elected trustees of the association for the ensuing year. Officers of fire departments and others actually engaged in fire prevention work were declared eligible to membership in the new organization.

Corvallis was selected as the first meeting place of the association, and the first convention of the state's fire fighters adjourned to meet in that city early in July of 1921.

John M. Scott Departs

John M. Scott, general passenger agent of the Southern Pacific, left Monday for a business trip to Vancouver and Victoria, B. C., and is scheduled to return to Portland Saturday. J. A. Ormandy, assistant general passenger agent, has returned from a trip to the Coos Bay district, where he reports business conditions to be better than most other sections of the state.

Faces Burglary Charge

Chehalis, Wash., Dec. 7.—Joe Jackson, charged with second degree burglary, was bound over to the superior court under $500 bail. Jackson was captured last week a few hours after the New York store in Chehalis was robbed. His companion escaped.

Pictures Taken To School Cause Suspended Term

Spokane, Wash., Dec. 7.—Efforts of Mrs. Juanita Belle Pethley to produce photographs to convince moving picture producers that she could rival Mack Sennett bathing beauties were aired in justice court here. Justice Stocker ruled that the pictures were taken without vulgar intent and he imposed a 60 day suspended sentence.

Two pictures of Mrs. Pethley, minus clothing, were taken by her husband, according to testimony. The pictures were placed in a book in the Pethley home and later the book was taken to school by the 6-year-old Pethley youngster.

TWO ALASKA LINES MERGER FAVORED

Washington, Dec. 7.—(WASHINGTON BUREAU OF THE JOURNAL)—The two steamship lines to Alaska should be combined in one and the unified line supplied with additional boats in spring and fall by the United States shipping board in the view of Secretary John Barton Payne, secretary of the interior, as disclosed in his annual report.

This result has failed, says Payne, because the Alaska Steamship company declines to sell, and it is in a strong position because it has copper mines in Alaska which furnish return cargoes for its ships. The shipping board would have ample power to put boats into this service and to require substantial reduction in rates and fares, he states. Secretary Payne formerly was chairman of the shipping board.

"Unless some such plan is effected," says the secretary, "the necessity for a genuine development of Alaska may make it necessary for the government to operate its own line of steamships to Alaska, even at a loss, and provide for an adequate service at reasonable rates. If this is done and a fairly liberal policy adopted, business will revive as soon as conditions in the states become normal."

The Pacific Steamship company is the second line operating ships to Alaska. There is not enough business for both companies, according to the secretary.

Community Chest Plan Encouraged By Ohio Example

The Community Chest of Cleveland has just completed a campaign for $4,500,000 with $4,600,000 in pledges on file and with an ultimate total prospectively greater, according to a message just received by the Portland Community Chest.

The budgeting of the general fund for Portland organizations, which will be the subject of a campaign in March, is under way in charge of a committee composed of J. C. Ainsworth, Colonel Walter D. Whitcomb, B. C. Ball, Emery Olmstead, Mrs. Thomas Honeyman, C. D. Bruun and Max Hirsch.

Tentative budgets amount to more than $1,000,000 as originally filed by the Portland Settlement Center, Boys' and Girls' Aid society, the baby home, Pisgah Home colony, Visiting Nurse association, Portland Community Service association, Pacific Coast Rescue and Protective society, including Louise home, Albertina Kerr nursery, Elizabeth cottage, Portland Commons; Boy Scouts, Oregon Prisoners' Aid society, Emanuel hospital, Near East relief, Seamens' Church institute, Florence Crittenton Refuge home, Y. W. C. A., Salvation Army, Public Welfare bureau, Serbian Child Welfare association, Fruit and Flower mission, Oregon Tuberculosis association, Peoples institute, Portland Sanitarium, House of the Good Shepherd, home for the aged, St. Marys home for boys, Christie home for orphan girls, St. Agnes foundling asylum, the Jeanne D'Arc, Parents Educational bureau, Jewish federation, National Safety council, W. C. T. U., Children's Farm home.

Friday, December 10, has been designated by the Community Chest as the last date upon which budgets may be filed at the headquarters, 317 Yeon building.

Employers Should Favor Americans, Declares Godwin

"Three Fingered Jack" Godwin addressed the employes of the Northwest Bridge & Iron Co. and others in that community at the noon hour today on the importance of employing Americans in preference to aliens during the present period of unemployment in the Pacific Coast states.

"The condition of thousands of unemployed will become more acute during the winter months," Godwin said, "and true-blue Americans are certainly entitled to and should be given employment in preference to the alien. If anyone must go without work during the winter months, let it be the alien, not the man who has proved his willingness to give his all that the integrity of the United States may remain intact."

Godwin also scored the numerous stockmen, fruitgrowers and others who enjoy splendid incomes from their farms and ranches during the pleasant weather and, upon coming to Portland to escape the inconveniences of the winter period at home, seek employment while in the city.

"These men and many women, too, in the main are well to do and can easily afford a three-month vacation, but in their selfishness they take employment from men and women who even under favorable conditions eke out an existence," Godwin told his hearers.

Several Senators Get Ear of Harding For Conferences

Washington, Dec. 7.—(I. N. S.)—A prolonged conference this afternoon between President-elect Harding and former Senator Weeks of Massachusetts, who is considered a certainty in the cabinet, gave rise to rumors that Weeks had been tendered a cabinet post. Harry M. Daugherty, pre-convention manager for Senator Harding and his close advisor, stated that he did not believe any cabinet positions had yet been tendered.

Senator Harding this afternoon saw Senators Lodge, Johnson of California, Norris of Nebraska, Smoot of Utah, Brandegee of Connecticut, Calder of New York and New of Indiana.

LA ROCHE ADVISES AGAINST HASTE IN GAS RATE CASE

While there is no question that the cost of fuel oil and labor entering into the production of gas has increased during the last two years, and the Portland Gas & Coke company is entitled to some increase in its rates to meet that added cost of production — provided it has not heretofore realized more than a fair profit on their investment—there are many important phases to be considered at the hearing of that company's petition to increase its rates, set for December 15 by the state public service commission, in the opinion of City Attorney W. P. LaRoche.

"Fuel oil and other fuels, labor and all that enters into any product at present are higher than in pre-war days," La Roche said, "but prices are starting on a gradual decline which will continue for years, and that very important fact should be considered in granting the gas company or any other corporation an increase in its present rates, and the commission should, doubtless will, be governed by that fact in establishing new service charges."

Another pertinent fact to be considered, in the opinion of the city attorney, is that former fuel oil costs compared with the gas company's charge show a margin of approximately $200,000,000. Just who profited by that snug sum, whether it was the gas company only or whether the public shared in that margin, should be determined by the commission in deciding the gas company's petition for increased rates.

Assistant City Attorney H. M. Tomlinson, who is preparing the city's brief to be presented to the commission next week, has been confined to his home with a winter cold for the past week and it may be necessary to assign someone else to the case, because of Tomlinson's weakened condition, the city attorney said.

Questions Prepared By Forestry Service

The forest service advisory committee, composed of District Forest Inspectors Robert M. Evans, Albert H. Sylvester and F. H. Brundage, has prepared a set of questions based upon a selected list of reference books, mainly forest manuals and bulletins, to be given out among the field men. This course of reading is one of the first steps of the new committee appointed to serve as a medium between the office and the field.

Petty Theft Costs $35

Baker, Or., Dec. 7.—James Holt of Pleasant Valley, arrested on a charge of stealing paint and turpentine valued at $15 from the O-W. R. & N., pleaded guilty and was fined $35, which he paid.

Measure Proposed For Making Sewer Drains 'Cuspidors'

It is the intention of the city health department not only to insist upon enforcement of the present ordinance prohibiting spitting on public sidewalks, but an ordinance will be introduced at an early session of city council to compel all pedestrians to use the grates over the drains at the corner as cuspidors. This was the announcement of City Health Officer Dr. George Parrish today.

"I find that pedestrians are indifferent as to where they expectorate, so long as they do not spit on the sidewalk—and that is done too frequently—and I propose to stop the filthy practice of spitting all over the streets," Parrish said.

BODY OF MISSING LAWYER IS FOUND

The Dalles, Dec. 7.—In an unlighted back room of his suite of offices at 4:30 Tuesday morning, the body of C. J. Bright, prominent attorney, was found by his son, Loren, and the police. The discovery was made following hours of searching by members of his family when he failed to reach his home at the customary hour Monday night.

Death is supposed to have been due to apoplexy. He had an attack of this disease four years ago and only partially recovered. He is supposed to have succumbed to a second attack late Monday afternoon.

Bright had practiced law in The Dalles about 15 years. He was 58 years old. He is survived by his wife and three children. He was formerly in the law business at Moro, Sherman county, and maintained an office there at the time of his death.

A daughter, Miss Bernice Bright, is a student at Oregon Agricultural college.

Fred Damon, an O-W. R. & N brakeman and veteran of the recent war, died suddenly of heart disease in his apartments here early Tuesday morning. Damon, who was 50 years old, was the victim of an attack on his train Monday, and reaching The Dalles, went to a physician's office. He afterwards went home, greatly improved, but died soon after midnight. Damon was a member of the Order of Railway Trainmen and of the American Legion.

W. A. Jacka Elected Mayor of Aberdeen

Aberdeen, Wash., Dec. 7.—(I. N. S.)—W. A. Jacka, who has served as a commissioner in Hoquiam three years, yesterday defeated Philbrick, candidate for reelection for mayor, by a majority of 273. The men made a spirited campaign.

Lloyd Stevens, Northern Pacific brakeman of Cosmopolis, who was struck by a log which fell from a train Monday, died Monday night. Stevens was badly crushed by the log and his body pushed into the harbor. Death was hastened by pneumonia.

LAND RECLAMATION LAW ADVOCATED BY PORT COMMITTEE

Need for passage of a general land reclamation law in conection with proposed channel improvement and harbor development was unanimously expressed at a meeting of the port legislation committee of the Chamber of Commerce at a meeting in the Oregon building Monday evening.

The committee unanimously expressed the opinion that a law should be passed providing for assessment of benefits and damages caused by channel improvement or harbor development and the dumping of the spoils of dredging on adjacent lands by the port commission.

To give the port commission an alternative, it was suggested and made the unanimous sentiment of the committee that whenever the body wished to purchase or acquire by condemnation a tract of land to deposit dredge spoils upon, they could submit the matter to the voters with a full satement of all expenditures and the provision that the people be given the privilege to indicate whether they desire direct purchase or employment of the damages-and-benefit plan.

A motion that the new port commission be composed of five members and that two of the present members of the port and two of the present members of the dock commission be selected for the new commission was unanimously adopted.

All members of the committee were present. Another meeting has been called for this afternoon to further discuss the plans for port legislation to be substituted for the recent port consolidation measure which was rejected by the voters of the state.

Sheriff Simpson Of Lincoln County Passes at Albany

Albany, Or., Dec. 7.—Sheriff W. E. Simpson of Lincoln county died at the Albany hospital Tuesday morning after an illness of two weeks from tubercular meningitis, contracted, it is believed, from exposure suffered a month ago while on a hunting trip. He was brought to Albany last Thursday.

Sheriff Simpson, 39 years old, was born in June, 1881 at Elk City. His parents, Mr. and Mrs. M. W. Simpson, who survive, are Oregon pioneers. Mrs. Simpson, two children and two sisters, Mrs. E. E. Cook of Portland and Mrs. Thomas Timmons of Elk City, survive. The funeral will be held at Elk City Wednesday.

With the death of Sheriff Simpson, it is said that the question of how his successor will be chosen is perplexing. He was elected for the first time two years ago and was reelected at the last election. His term has not expired and he had not yet qualified for his new term. A special election may be necessary.

Alvin C. Shagren Is Facing Charge of Misuse of Mails

Mystery shrouds the identity of "Florence Hawkins" of Portland, who is said to have received an obscene letter from Alvin C. Shagren, physical director of the Corvallis public schools.

Shagren was taken before United States Commissioner Immel last week at Eugene by Deputy United States Marshal E. T. Mass, where he waived his rights to a hearing, and was held to answer to the federal grand jury under $500 bonds. Shagren was arrested on a warrant sworn out by Postoffice Inspector E. C. Clement before United States Commissioner Fraser.

The case is said to have been brought to the attention of he government when the husband of "Florence Hawkins" found the alleged obscene letter. United States Attorney Lester Humphreys said the posoffice department had promised not to reveal the name of the woman unless it is brought out during the trial.

This prosecution is not for the purpose of stopping any further communications between the woman and Shagren, Humphreys said, but a prosecution for alleged misuse of the mails.

To Study Marketing Of Fruit in Europe

Marketing of Oregon fruit in Europe will be studied by E. J. Stackland of Cove, Union county, who will leave December 12 for trans-Atlantic countries. Stackland is a member of the firm of Stackland Bros. of Cove, which has developed a considerable market for orchard products in Europe. Stackland has been supplied with printed matter by the foreign trade department of the Chamber of Commerce. This literature is intended to disseminate knowledge of the port development and foreign trade of Oregon in the foreign countries.

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Regularly $10.00 and $12.00 Men's Silk Shirts, reduced to **$6.95**
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Men's Woven Madras and Silk Stripe Madras Shirts

Regularly $5.00 and $6.00 Men's Woven Madras and Silk Stripe Madras Shirts, reduced to..... **$3.45**
Three for $10

Men's Lounging Robes and House Coats

$8.50 House Coats **$6.40**
$12.50 House Coats **$9.40**
$15.00 House Coats **$11.95**
$20.00 House Coats **$15.00**
$30.00 House Coats **$22.50**

Men's Pajamas

$12.50 Silk Pajamas **$9.85**
$10.00 Fiber Silk Pajamas **$7.85**
$5.00 Soisette Pajamas **$3.85**
$4.50 and $5 Flannelette Pajamas... **$3.65**
$3.50 and $4 Flannelette Pajamas... **$2.45**

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