

CATTLE DAMAGED, SAYS PLAINTIFF; RAILROAD IS SUED

A suit was filed by C. D. Clark against the Southern Pacific railroad today, in which Clark seeks payment for damages alleged to have been caused to cattle in shipment from North Portland to Pleasanton, Cal.

Clark avers that he had 68 head of first-class feeder cattle February 1 which he shipped from North Portland to Pleasanton, but that at some point on the route 27 cars of lumber were placed between the stock cars and the engine and that at a point near Sims, Cal., a car was derailed and the train was held up for many hours. He says he tried to get the railroad officials to proceed with the cars of stock, but this was refused, and that the cattle were "jerked, bumped and jostled unnecessarily while on the side tracks," that they trampled and crowded one another and became so weakened that they were regressed and sold at a loss of \$329 from the first grading. He asks for compensation in this amount.

WOMAN ASKS DAMAGES OF

\$50,000 FROM P. R. L. & P.
Tash Kaady filed suit today against the Portland Railway, Light & Power company for \$50,000 for injuries received December 16, 1919. She says she boarded a Mount Scott car at Second and Alder streets, tendering a transfer from the St. Johns line and stated she wanted to go to Arletta, but that the conductor informed her his train did not stop there. She says she started to leave the car, but that it was started as she attempted to alight and she was thrown from the car and dragged considerable distance. Her right arm was cut off near the shoulder, bones were broken and she suffered permanent injuries, says the complaint.

GUILT IS DENIED

Ernest Mills and Frank Hearin, indicted by the Multnomah county grand jury on statutory charges, appeared before Circuit Judge Stapleton this forenoon and pleaded not guilty. Bail has been fixed at \$100 in each case, and the men are held in the county jail.

HIGH PHONE RATE IS RAPPED BY HOTEL MEN

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Increased from \$17.45 to \$30.25 a month by the recent rate order, which he regarded as entirely out of proportion.

Meyers, on cross examination, declared that hotel men would be glad to realize 5 per cent on their investment. He, however, refused to shed any light on the profits realized by his institution during the past few years.

NO IMPROVEMENT SHOWN
The toll business originating in his hotel and from which he was supposed to receive a commission of 15 per cent, Meyers declared, did not so prove out. Bad debts and losses from various sources more than offset this commission, the hotel guaranteeing to the telephone company the toll on all long distance calls.

Mrs. Campbell of the Campbell Hotel hotels produced figures to show increases approximating 51 per cent in the telephone bills of her two hotels as a result of the February rate order, with no increase in the efficiency of the service rendered.

The telephone system in her hotels, Mrs. Campbell admitted, was a great convenience to her guests and probably saved the employment of one or more bellboys. She could not, however, understand the reason for such increase in rates at this time when solicitors for the company were out looking for new business in 1918 in the effect at that time.

CHARGES IT TO GUESTS
Attorney Shaw countered by explaining to Mrs. Campbell that the company had been trying to increase its rates for the past six years.

Mrs. Campbell declared that she had never received any of the 15 per cent commission from toll rates on long distance calls originating in her hotel and did not know of any other hotel managers who had.

Glenn B. Hite of the Washington hotel thought that an increase from \$26.10 to \$164.85 a month in telephone bills was altogether out of reason.

The increase in rates, he explained, had made it necessary to pass on a part of the burden to his guests in the shape of a 10-cent charge for outgoing

MEN WHO SEEK TO MOULD FOREST POLICIES



calls, but added that this had materially reduced the number of calls, most of his guests coming downstairs to use the phone in order to save a nickel.

Losses on long distance tolls were often caused by misquoting of the rates by the telephone operators. Hite declared. He cited one instance when this misquotation amounted to \$4.25 which he had to pay. The loss, however, had been adjusted by the telephone company on presentation of his claim. Hite admitted on cross examination by Attorney Shaw.

VALUATION QUESTIONED
Shades of a misty past, believed to have been securely relegated to the realms of forgetfulness, now threaten to mar the peace of the Pacific Telephone company.

Developments at Thursday afternoon's session of the rehearing indicate that H. M. Tomlinson, assistant city attorney of Portland, and in charge of the rehearing for the city, intends to compel the company to produce its heretofore unproduced records for the benefit of the public service commission or know several reasons why they cannot be produced.

Tomlinson believes that the original records of the Pacific Telephone & Telegraph Co.—or rather those of its predecessor—are still in existence. He also believes, as indicated by his questions, that these records will show the true valuation of the Oregon properties of the company to be far less than that claimed by the commission for rate making purposes, and also that these records will show that generous supplies of water have been added to the valuation of near definite telephone properties taken over by the Pacific company and developed into paying properties.

PHONE OFFICIAL CALLED
That such is Tomlinson's attitude was plainly indicated in his questioning of H. D. Pillsbury of San Francisco, vice president and director and head of the legal department of the Pacific company, who was unexpectedly called to the witness stand by Tomlinson at the conclusion of the regularly scheduled afternoon program.

Another feature developed by Tomlinson was that many of the minority stock holders of the Pacific company—the American Telephone & Telegraph Co., owning 73.7 per cent of the preferred stock in the Western company—are directors or officials of the company, while others are bankers in whose institutions funds of the company are on deposit. These facts, according to Tomlinson, probably account, in a measure at least, for the lack of any serious complaint on the part of minority stockholders to the fact that the American Telephone & Telegraph company drags down a goodly percentage of the gross revenues of the Pacific company as rental for its instruments used by the Western company, in addition to the 6 per cent interest on its preferred stock with which the other stockholders must be satisfied.

GETS LITTLE INFORMATION
Tomlinson found it next to impossible to drag forth any information from

Pillsbury in his efforts to find out something about the present whereabouts of much desired books and records of the company.

Pillsbury's salary as an official of the company was demanded by Tomlinson immediately after the identity of the witness and his connection with the company had been established.

"That has been furnished to the commission, and I would rather leave it in their hands," Pillsbury countered.

"I would like to know what it is," insisted Tomlinson.

"That is an invasion of private rights and I object to dragging in the private affairs of an officer of the company into this hearing," interposed James T. Shaw, counsel for the company.

"I am entirely within my rights; this is a public matter and the public has a right to know," interposed an answer to my question," declared Tomlinson, turning to the commission.

Whereupon Pillsbury said his salary was \$15,000.

Pillsbury, however, was unable to tell Tomlinson whether or not a duplicate set of books or records of any description of the Pacific company was kept in the New York office of the American Telephone & Telegraph company.

Neither did Pillsbury know whether any of the records of the predecessor of the Pacific company had been saved from the San Francisco fire until Tomlinson jogged his memory, when he admitted that he had heard that a general ledger or some such book had been saved from the ruins. The whereabouts of such a book at this time, however, was not known. Pillsbury, who also had no definite knowledge as to who had the keeping of any of the other records of the company.

Huge profits piled up by the company since the introduction of new rates as indicated by exhibits compiled by Alexander Young, Portland certified accountant, with correspondingly near returns to the company on its investments, dwindled materially under cross examination of Young by James T. Shaw, attorney for the company, Thursday afternoon.

Pressed for explanation of the method whereby he arrived at his computations, Young admitted that the "formula" had been dictated by Tomlinson, and that he did not know whether or not his method was the same as that used by the public service commission in computing valuations and revenues for rate-making purposes. Young also admitted that he had not taken into consideration in his compilation any dividends or interest or any tax on the capital stock of the company, which factors Shaw insisted made a vital difference in the results.

**Aitchison Assists
In Hearing Request
For Common Carrier**
Clyde B. Aitchison of the interstate commerce commission at Washington and Elgin V. Kuykendahl, director of the department of public works of the state of Washington, presided at a hearing in the federal court room today, upon the application of the Empress Coal company of Lewis county, Washington, for common carrier privileges over a short line of railroad operated out of Centralia by the Eastern Railway & Lumber company. Traffic Expert Calderhead of the Washington state commission and a number of witnesses and attorneys for the coal company and the Eastern Railway & Lumber company attended the hearing.

The Empress mine is not in operation, and evidence was presented by the owners of the railroad showing that its operation would prove unprofitable. Snodgrass & Layman appeared as attorneys for H. E. Noble and other owners of coal land in Lewis county, who have joined the Empress company in the petition to have the rail line made a common carrier.

The owners of the Empress mine and other coal properties in Lewis county claim that immediate deposits of merchantable coal recently have been discovered on their lands and propose to begin mining operations if the interstate commerce commission grants them the privilege of shipping their product to market over the short line to Centralia. The hearing will continue Saturday morning.

PEACE BOND REQUIRED
Oregon City, July 29.—Carroll McFarland of Oswego, arrested on a charge of threatening Edmund Bergholtz, also of Oswego, was placed under \$350 bonds to keep the peace by Judge Noble, Thursday. An altercation had arisen between the two men, according to evidence produced at the hearing, and resulted in McFarland's threats of bodily injury against Bergholtz as well as threats against his property.

COURT HALTS PAY OF TWO OFFICIALS

Oregon City, July 29.—The county court added a new development to the tangle in the offices of the county health officer and traffic officers Thursday when it issued orders to the county clerk to draw no more warrants for either office without direct order from the county court.

Since the appointment by the court of Dr. W. H. Hempstead as health officer and R. W. Wagay as traffic officer to succeed Dr. O. A. Welsh and C. J. Long, the status of all four as county officials has been in doubt.

Both Dr. Welsh and Long have been carrying on the business of their offices since the first of the month, at which time the appointments of their successors were to become effective, and it is thought that suits will be instituted by each to collect their salaries for the month.

FORESTRY DISCUSSED BY LUMBERMEN

(Continued From Page One)

of the principal speakers at the opening session of the conference this morning.

He showed that the normal consumption of forest products in the country each year amounts to a cut of 24,000,000 feet, of which 18,000,000 feet is in hardwoods and 40,000,000 feet in fir, pine and other soft woods. These figures do not include firewood estimated at 110,000,000 feet per annum.

MAYOR WELCOMES DELEGATES

The conference opened in the green room of the Oregon building at 10 a. m. with an address of welcome by Mayor Baker. H. B. Van Duser, president of the Portland Chamber of Commerce, introduced David L. Goodwillie of Chicago, chairman of the visiting committee, who stated the policy of the United States Chamber of Commerce relative to forest conservation.

Following the opening session of the conference luncheon given at the Chamber of Commerce at noon. The afternoon session opened at 2 o'clock with a discussion of fire protection by F. C. Knapp of Portland.

It was shown at the afternoon session that the loss of timber by fire had diminished to a comparatively negligible amount during the past few years through the efforts of the national forest service and state and individual prevention measures. According to statistics presented at the conference there are approximately 43,000,000 acres of burned over and cut over land in the United States which should be reforested.

GUESTS AT DINNER
Following the afternoon session the visiting committees were guests at a dinner at the Waverly club. The conference will be round at 10 o'clock Saturday morning and a trip will be made to the Wind river country by automobile Saturday afternoon. Sunday the committee will visit the Clark Wilson logging camp, returning here Sunday night.

E. T. Allen of the Western Forestry and conservation association and George E. Cecil of the United States forest service gave a general outline of the Northwest forestry problems at the forenoon session, and E. H. Senenich, vice president of the Northwestern National bank, talked on financial conditions and the problem of taxation at the afternoon session. J. B. Kerr and S. C. Chapman took up the matter of taxation in relation to timber lands and the lumber industry.

Members of the Portland Chamber of Commerce on lumber activities are Ralph Burnside, chairman; H. B. Van Duser, O. M. Clark, G. M. Cornwall, A. W. Cooper, E. T. Allen, George E. Cecil and P. Hetherington. They assisted by the following sub-committees in making preparations for the conference: Program—George Cornwall, A. W. Cooper, O. M. Clark, E. T. Allen. Outside trips—George E. Cecil and John P. Dougal. Luncheon and entertainment—H. B. Van Duser, George L. McPherson and J. S. O'Gorman.

Members of the visiting committee were: David L. Goodwillie of Chicago, chairman; F. C. Knapp of Portland, Charles F. Quincy of New York, Dr. Henry E. Drinker of Merion Station, Pa.; Dr. Hugh P. Baker of New York, Harvey N. Sheppard of Boston, W. du B. Brookings of Washington, and O. M. Butler of the forest products laboratory at Madison, Wis.

Interstate Problem Of Roads Discussed By Clyde Aitchison

Clyde B. Aitchison, chairman of the interstate commerce commission, addressed the Portland City club at the luncheon held this noon in the Benson hotel the workings of the commission. Railroad problems must be worked out by taking all the elements in consideration in their proper weight, he stated.

"The 1920 transportation act," he said, "was the first attempt of congress to regulate the railroads by considering all the problems as a whole. There is a good bit to be said on both sides and it will all take time."

Aitchison pointed out that while the government owed the railroads hundreds of millions of dollars for rental during war times, the roads also owed the government for improvements made and that the final settlement would have to await a time when a balance between the two could be struck.

Joseph N. Teal, acting as chairman of the day, introduced Aitchison.

Mickle Secretary For Dairy Council

J. D. Mickle, former state dairy and food commissioner, and more recently assistant organization manager of the Oregon Dairyman's Cooperative league, has accepted appointment as secretary of the Oregon Dairy council, it was announced Friday. His new work will begin, with offices in the Morgan building in conjunction with those of P. O. Powell, secretary of the state farm bureau, immediately following a week's vacation spent at Yachats, on the coast south of Newport.

JAPANESE OUTLAWS KILL ARMY CHIEF

Tokio, July 29.—(U. P.)—Outlaws blew up a Japanese military train, near Nishikoi yesterday, killing Colonel Mura, Japanese chief of staff, and many other Japanese officers, according to meager reports received here today.

Extensive military operations between the organized outlaws and the Hung-huhs are reported in progress, several clashes already having taken place. It is believed that these events may delay the Japanese plans for the evacuation of portions of Siberia.

Buyers' Vanguard Is Arriving to Attend Local Trade Meet

Buyers' Week visitors began arriving at various hotels today, and each train coming into Union station brought in its quota of merchants from outlying sections of the Northwest. Workmen are busy preparing headquarters for the Chamber of Commerce committees in charge of Buyers' Week on the ground floor of the Oregon building, and every preparation will be completed by Saturday night, according to E. N. Weinbaum, secretary of the committee on arrangements.

Every line of trade in the city is represented among the 140 firms cooperating in Buyers' Week and special arrangements for exhibits of goods and entertainment of visiting merchants are being made by large manufacturers and distributors. Several special attractions at amusement parks and theatres are scheduled for Buyers' Week and special sight seeing trips are being planned over the highways and boulevards running out of the city.

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ANITA.... STEWART IN PLAYTHINGS OF DESTINY

The story of a woman who married once for love and once to forget it.

Screenland News
Portland's Own Home-Grown News Reel

Picture of the many interesting events, last week, that you did not get to see in person.

TODAY



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PHONE MAIN 1

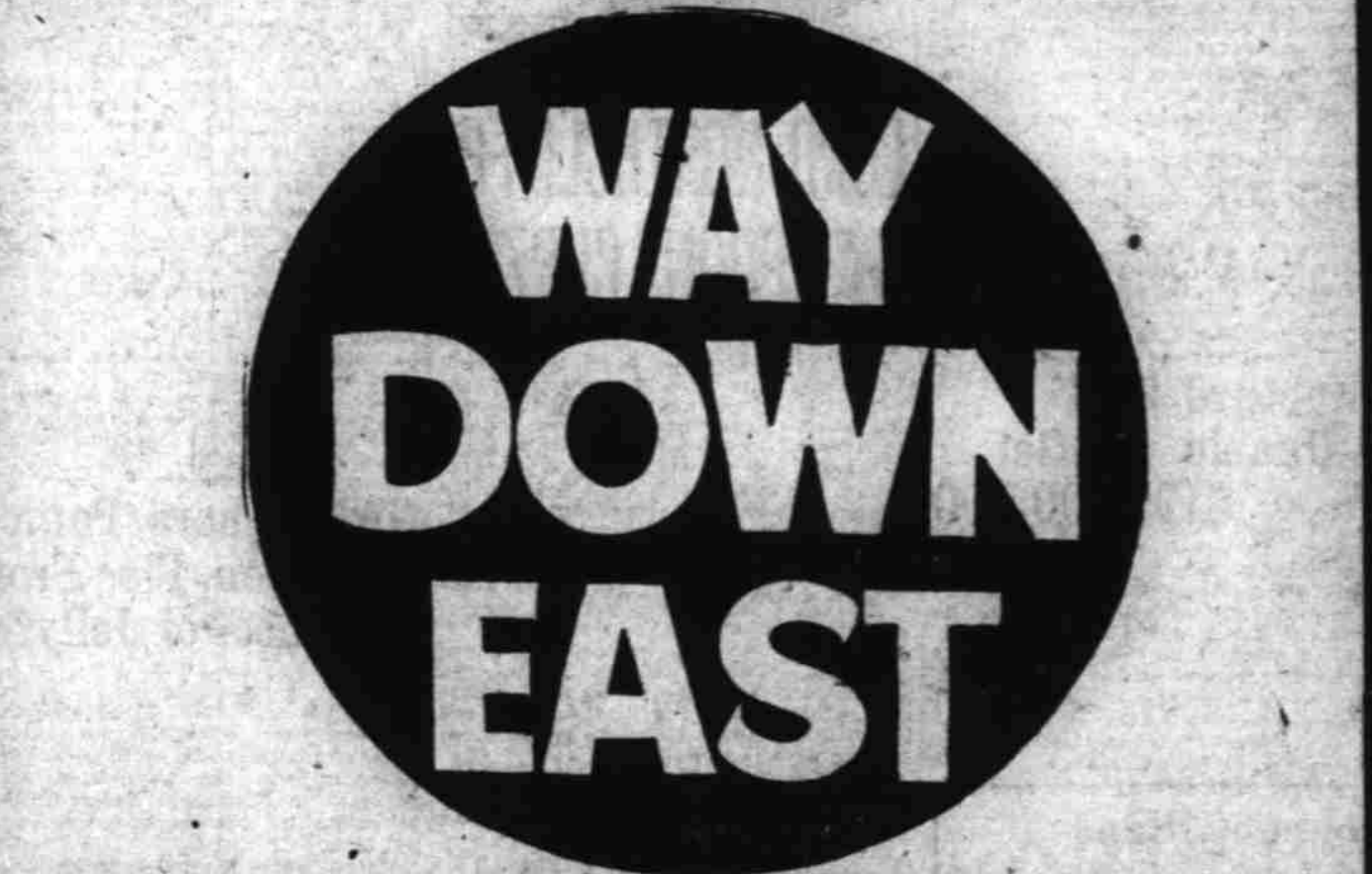
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MON. EVE.
Aug. 1

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Balcony.....\$1.00	War Tax	Balcony...77c and 50c
GALLERY.....50c		

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(PORTLAND 1925)

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