

CHARACTER PLEA MADE IN BEHALF OF MRS. J. MOORE

Mrs. Grace Vogan, wife of John Vogan, a candy manufacturer, testified in Circuit Judge Tazwell's court this morning that Mrs. Jessie Elrod Moore is her "most intimate friend," and that Mrs. Moore and her husband, the late L. K. Moore, were the happiest couple she had ever known.

"My husband and I always enjoyed going over to the Moores' just for that reason, that they were so attached to each other and so congenial," she said.

Mrs. Vogan was one of the series of witnesses being called by Mrs. Moore's attorneys to try to establish the contention that Mrs. Moore is of such a high character that it would have been out of the question for her to have treated her stepdaughter, Mrs. Gretis Moore Thompson, cruelly.

Mrs. Thompson claims that while her stepmother usually treated her "sweetly" when others were around, she beat her, pulled her hair and suggested her privately.

Mrs. Vogan testified that she met the Moore family in 1916 and that she had been a regular visitor at their home some times once a week and sometimes oftener.

On cross-examination Mrs. Vogan admitted that she knew very little of Mrs. Thompson's comings and goings during all those years.

"Do you mean to say," asked Dan Maloney, "that in spite of all your visits to the Moore home you didn't know where Gretis was working, or whether she was working? I am simply attempting to find out how often this only daughter was the subject of conversation in the house."

Judge Tazwell warned the attorneys after the hot exchange of repartee that unless they addressed their remarks to the court after this "I will be heard from."

Mrs. C. C. Newcastle and Mr. and Mrs. Charles R. Moore testified Tuesday afternoon that Mrs. Thompson, as a child, seemed to have as good clothes as the other girls in the neighborhood.

The witnesses have all been friends of the L. K. Moore family for many years. They declared they had never seen any indications of ill feeling between Mrs. Thompson and Mrs. Moore.

Mrs. Newcastle said she attended a party given for Mrs. Thompson. She said, on cross-examination, that the persons who attended were all much older than Mrs. Thompson.

Dr. T. W. Kirby said, on cross-examination, that he had never seen Mrs. Moore after L. K. Moore's death that he had a daughter, though he knew Moore intimately for five years.

Smallpox Cases Are Found on Decrease

Eleven families were released from smallpox quarantine this morning, making the total in the city now 59. This shows a steady decrease.

Dr. John C. Abele, acting health officer, said for the number Tuesday was 70. The number of diphtheria cases is 36, while scarlet fever has 28.

Margaret Schofield Funeral Tomorrow

Funeral services for Margaret Schofield, daughter of Colonel and Mrs. R. M. Schofield of Honolulu, will be held here at 2 o'clock Thursday afternoon in the Holman chapel.

Snow Halts Trains In Colorado; 1 Dead

Denver, Colo., Feb. 1.—(U. P.)—One man is dead and several trains are reported stalled as the result of a 48-hour snowstorm which has been sweeping southwestern Colorado, according to reports here today.

School Board for Consolidation Plan

Olympia, Wash., Feb. 1.—Consolidation of school districts was discussed here Monday by the school directors of Thurston county.

BRONCHIAL PNEUMONIA FATAL

Lebanon, Feb. 1.—Paul, 8-year-old son of Mr. and Mrs. John Summers, died suddenly Tuesday afternoon following an attack of acute bronchial pneumonia.

WELCOME The Community Chest Solicitors They Save You the Annoyance of 45 Additional Drives Give Liberally

This Space Donated by Oregon Life

County Will Clear Highway at Once



Within 30 days the Columbia river highway is to be rendered passable, after having been ice-blocked for more than two months, according to a decision reached by the county commissioners today.

KELLY WAITS FOR POLITICAL CHINOOK

George H. Kelly, fleeing from the snow and ice of California, where he has been for some time on business, returned to the homeland this week only to leave again today for Chicago and the East for more snow, more ice and more business.

And, though he is warming to some degree, he has not yet thawed sufficiently to tell whether he is going to be a candidate for governor when he gets back from his Eastern trip, now that George L. Baker is out of the way.

Kelly "doesn't know," he says, and he adds with guilelessness and disarming candor that this statement is "just as honest as anything he ever said."

The fact is, perhaps, that the developments of his Eastern trip, and the developments of the political situation while he is away will have much to do with enlightening his mind and fixing his determination upon his return.

KELLY IS WILLING Kelly has been looked upon as a potentiality in the gubernatorial field for some time.

One big hurdle in the way of the Kelly candidacy, up to this time, has been the expectation that George Baker would be a candidate, and two Portland candidates, depending in great part upon the same centers of support would not have been good strategy.

What the developments for the rest of the week may be, including the expected indorsement of some candidate by the Federated Patriotic Societies on Saturday next, may have more than a little influence on whether Kelly will decide to be a candidate upon his return from the East.

DARK HORSE ISSUE If Senator L. L. Patterson gets the indorsement, or Speaker L. E. Beau, would be one phase on the problem, but if they fall by the way and a dark horse springs, that would give the situation still another slant, particularly if Kelly were to be the dark horse.

What the strategists now would like to see would be the elimination of all candidates other than Governor Olcott and the ultimate indorsement of the Federated Societies, thus leaving the battle a two-handed affair. Time will tell whether this can be attained.

All Evidence in Arbuckle Case Is In; State Rests

San Francisco, Feb. 1.—(U. S. S.)—The state finally rested in the second trial of Roscoe "Fatty" Arbuckle for manslaughter at 10:35 this morning, just three weeks after the trial opened.

Three witnesses, Dr. W. H. Harrison, medical expert; Carl Eisenhimmel, handwriting expert; and J. V. O'Neill of the police identification bureau, closed the state's case.

Judge Louderback declared a recess until 11 o'clock, when Assistant District Attorney U'Ren opened the argument for the state.

Judge Louderback said if argument were completed late this evening he would charge the jury this evening.

Gavin McNab, chief counsel for Arbuckle, said he might, in order to speed the case, eliminate all defense arguments.

STATE HAS SPENT \$44,149,673 FOR IMPROVING ROADS

Salem, Or., Feb. 1.—The tremendous growth of the good roads movement in Oregon is shown in the annual report of the state highway department, filed with Governor Olcott, Tuesday.

Summarizing expenditures for road work in this state under the supervision of the state commission the report shows total expenditures since 1913 aggregating \$44,149,673.09.

Oregon's start in road development was made in 1913-14 with an expenditure of \$1,290,686.09, of which \$1,000,000 was county money and the balance state money.

In 1915 road expenditures were limited to \$574,877.45 and in 1916 expenditures for road improvements slumped to but \$296,028.86. From that year, however, expenditures have shown a steady gain, reaching the tremendous sum of \$18,245,851.37 in 1921.

FIRST WORK LIMITED In the four year period, 1915-1918, road improvement work done under the supervision of the commission was limited to 7.3 miles of bituminous pavement, 14.3 miles of concrete pavement, 18.5 miles of broken stone or gravel surfacing and 160.3 miles of grading.

In the year 1921 alone road work completed under the supervision of the commission included 125 miles of bituminous pavement, 51 miles of concrete pavement, 439.9 miles of broken stone or gravel surfacing and 449.7 miles of grading.

STATE PAYS MOST Up to the end of the fiscal year, November 30, 1921, road work completed in this state under the supervision of the commission included 489.8 miles of bituminous pavement, 105 miles of concrete pavement, 194.9 miles of broken stone or gravel surfacing and 1422.9 miles of grading.

Of the \$44,149,673.09 expended on the roads of this state by the state highway department, \$36,195,024.08 has been state funds, \$4,387,763.65 county funds, \$1,502,835.58 government funds and \$641,009.78 railroad funds.

They were there as they have been for days and days, seeking whatever odd jobs might be registered. The legion's employment officials were trying to parcel out such work as they had so it would go as far as possible among the applicants, many of them in dire need.

Since the highway became blocked by the terrific snow and sleet storm of last November many plans have been suggested that would lead to its reopening.

RASTE IS URGED Engineers have made repeated surveys, hopes that the weather in the Columbia gorge might moderate so the accumulation would melt away of itself proving vain.

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Legion Post Will Open New Club to Public Thursday

The new club rooms of Portland post, American Legion, will be opened to the public Thursday, the executive committee of the post decided at its weekly meeting Tuesday.

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Col. C. C. Hammond Resumes Command

Colonel C. C. Hammond today resumed command of the 162d infantry, Oregon National Guard, after an absence on special duty since August 24, 1920, attached to the general staff which reorganized the national guard in nine Pacific coast states.

It had before it the task of completely reorganizing the national guard and the United States army along modern lines and with a view of creating a citizen army of defense.

Strip to be Cleared Far as Hodd River

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YAMAGATA, LAST OF 'GENRO,' IS DEAD AT TOKIO

Tokio, Feb. 1.—(U. P.)—Field Marshal Prince Arimoto Yamagata died at his home at Odawara near here today.

His death ended the rule of the "genro" or "elder statesmen," of whom Yamagata was the head. It means a new political era in Japan, and may have vital consequences in government affairs.

Yamagata, 85 years old and in failing health for a long time, had been for many years the most powerful figure in Japan except the emperor himself. He had been called the ruler of Japan. In politics and policies and government details Yamagata had almost absolute authority.

ALWAYS WON FIGHTS The "genro" were a group of men who took charge of things when Japan rushed pell-mell out of medievalism into modernity a little more than a half century ago. They so entrenched themselves that they became, for all practical purposes, the government.

Yamagata was the last survivor of the original genro group. No other personality can revive or maintain the genro.

Yamagata fought through the reconstruction wars that accompanied Japan's emergence from isolation over 50 years ago. He made Japan's modern armies. He was the father of universal military service. He fought through the Chinese-Japanese and the Russo-Japanese wars.

He created and commanded cabinets and parliaments as well as armies. He fought all his life, in war or in politics, and all his life he won.

SMILES AT MOUNTAIN But the old fighter died in the ways of peace. When death was near the aged field marshal had attendants open the shoji or sliding paper walls and trundle him out to the veranda of his villa, where he could gaze at far-off Fuji-Yama, the sacred mountain of Japan—the mountain that is more to the Japanese than Olympus was to the ancient Greeks.

When Yamagata first saw Fuji-Yama it looked down upon a hermit kingdom, unknown to the world, the world unknown to it.

As the dying genro looked last upon the mountain, it soared above a nation perplexed with reconciliations of the old and new, a nation harassed with the problems of modern industry—but withal a nation formally recognized as one of the powers of the earth.

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City Attorney Says County May Aid in Sewer Construction

That the city could legally build a portion of the Lewis trunk sewer outside the corporate city limits and assess a portion of the cost to the county district drained, is the opinion of Frank S. Grant, city attorney, read this morning at a meeting of the city council.

Grant said the state law provides for such proceedings and legalizes them and that liens on property delinquent have priority over all others save those for general tax. He pointed out, however, that the council would have to take into consideration the value of the property and its ability to stand the assessments.

Any failure of collection, he said, would have to be made up by the general fund. Such a procedure could be taken to court, he said, by the residents of the outlying district on the ground that the benefits and costs might not be in accord. In such a case, he pointed out, an adverse decision would place the burden of the improvement on the general fund.

That the improvement be made with a portion of the cost paid by the general fund and an ordinance passed requiring the residents of the district to pay the cost if at any time they should wish to become a part of the city, is one solution of the problem, he said.

CANBY TEAM DEFEATED Oregon City, Feb. 1.—The local athletic club quinet defeated Canby on the latter's floor Tuesday night by a 41 to 9 score. The first half ended 22 to 8. The Oregon City high school and Union high of West Linn are scheduled to clash on the local gym floor tonight. These schools, rivals in all athletics, have never before met at basketball.

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SHIP MERGER PLAN INIMICAL TO LOCAL PORT, DECLARATION

"Patriotism was the foremost plea of sponsors of the Pacific coast shipping merger at the conference held in San Francisco recently, but that patriotism was predicated upon a plan to take over the ships of the United States merchant marine at 70 cents on the dollar."

This statement was made before members of the Ad club and the Foreign Commerce club at their luncheon, today by H. B. Van Duser, president of the Chamber of Commerce and member of the Portland committee which attended the merger conference. The address was the first public announcement of what took place at the ship pool meeting.

"We found the cards stacked, everything cut and dried and then the press was excluded so the complaints of no one could be heard," said Van Duser. "Some of the things which this plan proposed to do were to ask the government for long term credit, low interest rates