

BANK OFFICERS APPEAR IN COURT

Oregon Trust Officials Are Arraigned and Must Plead in Ten Days.

COOPER MORRIS ATTACKED

Former Cashier Saved From Assault by His Lawyers—Defendants Are Flanked by Heavy Legal Batteries in the Courtroom.

GUS LOWIT ARRESTED IN DENVER

DENVER, Nov. 4.—Gus Lowit, former Portland merchant, wanted by the Oregon authorities in connection with the failure of the Oregon Trust & Savings Bank, was arrested tonight on the charge of embezzlement.

Surrounded by an array of brilliant legal talent as they sat in the courtroom on a deputy sheriff's No. 2 at the courthouse, and spared by Presiding Judge Brough of the humiliation of standing during their arraignment, the accused officers and bankers were defended by Oregon Trust & Savings Bank were arraigned in the Circuit Court at 2 o'clock yesterday afternoon.

They were arraigned in the Circuit Court at 2 o'clock yesterday afternoon. That is, the court records show that they were arraigned, although the 12 indictments were not read to them, and they kept their seats during the entire performance, in which they were expected to have been arraigned.

The curious crowd which packed the courtroom was disappointed when six attorneys, representing the five defendants, stood in a semi-circle about District Attorney F. F. Brough, and received one after another, copies of the 12 indictments. The spectators had no way of distinguishing the accused men from their partners, or of knowing what what they were charged, unless they had learned these things before entering the courtroom.

Just before the indicted officials and their attorneys assembled in department No. 2, on the second floor of the Courthouse, W. Cooper Morris, ex-cashier of the defunct bank, was arraigned by an unknown man, who made a lunge at him. He was talking to his attorneys, Alex Sweek and Seneca Fouts, at the time.

"Close me back my money," he exclaimed to the man. Attorney Fouts and Sweek stepped between the unknown man and Morris, while two bailiffs of the court ordered the man from the building. Fouts threatening to give the unknown man a good thrashing if he attempted to speak to Morris again.

Indictments Not Read. As Deputy District Attorney Page picked up the first indictment, charging W. C. Morris, W. H. Moore, H. A. Moore, E. E. Lytle and Leo F. Friebe with embezzlement, he read the indictment on the Oregon Trust Bank on August 17, when they knew it to be insolvent, Attorney Hall, representing Lyle and Sweek, said his client would have the reading of the indictments on account of their length. However, that they had been read, the defendants and their attorneys were present, and that copies of the indictments were properly delivered to the defendants.

District Attorney Cameron objected to such a procedure, saying the indictments were not very long. Attorney C. M. Idleman, representing another defendant, then remarked that three of the attorneys present, Ex-Senator Fulton, Attorney John F. Logan and himself, were anxious to get back in Judge Morrow's courtroom, to resume the Gadsby case, in which they also appeared as counsel. With that Judge Brough consented to the distribution of the copies of the indictments without reading, but said the record would show them to have been read.

Attorney Logan represents Friebe, Attorney Fulton the Moores, and Attorney Fouts, Morris. All were allowed 10 days in which to plead, although the attorneys asked for two weeks, saying the indictments are complicated. District Attorney Cameron remarked that these indictments have been prepared in the same form as those against J. Thurburn Ross, which were passed upon by the court.

More Time Is Asked. Attorney Fouts asked Judge Brough to extend the time in which the defendants were to plead to the 15th of the month. He was allowed 10 days more, the time for answering being up today. The two Moores, Morris, Lytle and Friebe are charged in six indictments with having permitted deposits in the defunct bank when they knew of its shaky condition. These deposits were all on August 17, 1907. The indictments show the grand jury to have examined 61 witnesses. The sums deposited were: Gustaf Rogers, \$200; Harry A. Beard, \$15; Abe Henkle, \$200; Tom Foulous, \$180; Minnie Mitchell, \$20; Marie Veal, \$10.

Three indictments jointly charge W. H. Moore and Morris with embezzlement, one of \$80,735 from the bank funds on August 15, 1907; \$74,900 in promissory notes and \$20,000 in currency, and \$22,000 on August 12, 1907.

Still another indictment charges W. H. Moore, Morris and Gus A. Lowit, who has been arrested in Denver, with the embezzlement of \$12,000, and an elevenfold allegation that Morris embezzled \$42,000 August 20, 1907.

Besides all these sums alleged to have been stolen, the charge is made that W. H. Moore and Morris maliciously destroyed personal property on July 25, 1907, by tearing up five promissory notes aggregating \$52,254.47 given by the Golden Eagle Department Store and made payable to the Oregon Trust Bank.

STORY OF HOLD-UP IS TOLD Confederate Makes Out Strong Case Against O'Rourke.

Thomas O'Rourke, accused of holding up Ed Campbell near Oakley Green, and of securing about \$90 worth of jewelry and cash, is on trial before a jury in Judge Cleland's department of the Circuit Court. The case will probably be concluded this morning. John Womelsdorf, who is alleged to have assisted O'Rourke in holding up Campbell, pleaded guilty yesterday, and testified against O'Rourke yesterday afternoon. Campbell, the victim of the hold-up, is a brother of Womelsdorf's uncle.

Womelsdorf said yesterday that he had been slightly injured by the hold-up. O'Rourke, who suggested, after they had had a few drinks, that they take the St.

John car and "pull off a job." They lay in the bushes near Oakley Green, and Womelsdorf, until Campbell came along, when they pounced upon him. The witness said that O'Rourke had a brown cap which he had intended to wear during the stickup job, but that he took along a soft hat also, to wear back. He testified that O'Rourke gave him all the plunder, and that he buried it, but was unable to find it afterward. The revolver they used he wrapped in a pair of overalls, he testified, so that afterward he had no trouble in locating the case.

Lester W. Humphreys, O'Rourke's attorney, put forth an able defense, although O'Rourke's personal appearance was not in his favor. Several of the jurors persisted in asking questions of the witnesses, in order to bring out the truth of the case.

Plasterer Wins His Suit. D. Amdeisen, the foreman plasterer who made money fast during the Rose Festival last summer by charging admission to the Henry building and allowing people to view the parade, the windows of the unfinished building, won his suit against Fred R. Kittel, his former employer. The jury in

ALBINA WOMAN SUCUMB TO PARALYSIS



The Late Mrs. Agnes Sorretta Kennedy. Mrs. Agnes Sorretta Kennedy died Wednesday afternoon at her home, 217 Morris street, Upper Albina, after an illness of six weeks. Death was the result of paralysis. Mrs. Kennedy died the summer at Seaside and her health seemed improved, but on her return home about six weeks ago she was prostrated with paralysis, remaining helpless and speechless until death. She is survived by her husband, J. D. Kennedy, and two daughters, Agnes and Mildred, and two sisters, Mrs. William Dunn and Mrs. Mary Power. Mrs. Kennedy was 45 years of age, and had lived in Portland 15 years. The funeral will be held today at 9 A. M. from St. Mary's Church, Stanton street. Solemn high mass will be said by Rev. Father W. A. Daly. Mrs. Kennedy was a member of the Altar Society and was highly respected in the community.

Judge Gatens' department of the Circuit Court, which tried his suit against the contractor, brought in a verdict for \$112 and 3/4 o'clock yesterday afternoon. Amdeisen sued for \$224 in unpaid wages. Kittel maintained that he had paid the bill in full but had failed to take a receipt. As the judgment was only half the amount claimed, it is thought to be a compromise verdict.

YOKE IS TOO GALLING

DICK BRADLEY SEES WIFE IS VERITABLE JEZEBEL. "She Spied, She Hecctored, She Nagged and She Badgered," Says He—Others Want Divorce.

Spied upon for the last three years, accused without cause of falling prostrate to provide for his family, compelled several times to resign lucrative positions and to find employment away from home on account of his wife's accusations; hecctored, nagged and badgered by a discontented, suspicious and false wife, Dick Bradley has at last sought relief in the divorce court. He accuses his wife, Carrie R. Bradley, of compelling him to lead this sort of life, saying that for the last 25 years she has exhibited a jealous disposition.

The Bradleys were married at Kalamazoo, Mich., January 6, 1884. The husband says his wife accused him of undue intimacy with Mrs. Eva Hanson, of Grand Rapids, Mich., while he was living in Cadillac, Mich., in May, 1907; accused him of being intimate with Mrs. Esther Heady while he was living with his wife at the same place, and asserted in November, 1908, while they were living at Gobleville, Mich., that he had been unbecomingly in his conduct toward Mrs. Louise Holly, H. M. Esterly is Bradley's attorney.

Mrs. Lizzie M. Chamberlin is also dissatisfied with the way her spouse has been treating her. She says Alden M. Chamberlin refuses to accompany her and their little daughter on the street or to public gatherings, and that he is a companion to her, and remains away from home until the wee hours of the morning. He has admitted having conducted himself improperly toward other women, she says, and told her he hated her, and had been trying for three years to get rid of her, that she was not "his kind of a woman." She asks the court to give her the care of their child, and \$20 a month alimony. She married Chamberlin at Newberg, October 21, 1900.

John H. Carlson wants a divorce from Mary Josephine Carlson. They were married at Vancouver, Wash., May 9, 1908. The Carlsons have been entangled in the legal net before. Mrs. Carlson having been divorced from Frank Thompson less than six months before her marriage to her present husband. When he discovered this fact he secured a second license, and they were remarried. Now Carlson wants the twiced knot severed, because he says his wife has improperly conducted herself toward other men. He asks the court to allow him a two-thirds interest in lot 8, Hamilton Addition.

Nettie E. Wenig has applied to the Circuit Court to have her ex-husband, William A. Wenig, cited to answer a charge of contempt for having failed to pay her \$20 a month for the support of their child, as ordered by the court.

Brewery Agency Wants Rent

Booze forms the basis of a damage suit started in the Circuit Court yesterday by the Enterprize Beer Agency against George Riley and Edward McDonald, of Riley & McDonald, who have been conducting a saloon at 675 Thurman street. The total amount sued for is \$366, part of which is for rent of the premises.

SIX SHARE ESTATE

Isam White's Will Is Admitted to Probate.

TOTAL VALUE NOT GIVEN

Property Bequeathed to Widow and Various Relatives It Is Said Will Run Into Six Figures.

How Disposed Of.

The entire estate of Isam White, value not given, although it is known to run into six figures, is to be divided among his widow, Rose White; his niece, Gertrude White; his nephew, Isaac L. White; his grand-niece, Henrietta M. Tichner, and his sister, Leah White, of Napa, Cal. This is the provision of the will, admitted to probate in the County Court yesterday morning. The widow, Joseph M. Teal and Leo Friebe, are named in the will as executors, to act without giving bonds. Friebe has declined, however, to act. County Judge Webster has appointed Adolph Wolfe, Sol Rosenfeld and Philip Lowenstam appraisers. Mr. White died October 23, being 72 years old. His will was found among his private papers in his safety deposit box at the Title & Trust Company, Chamber of Commerce building. It is dated February 17, this year. A. B. Winfree and W. A. Johnson were witnesses.

The will provides that Joseph N. Teal receive \$10,000 in trust, to be invested in United States bonds, Oregon state bonds, the bonds of some municipalities or in first mortgages on Portland property. The income is to go to the guardian of Henrietta M. Tichner, the 11-year-old grand-daughter of Isam White, until she is 18 years old, when she is to receive the inheritance, and whatever additions have been made to it in the meantime. Mr. Teal dies before the girl is 18 years old, the property goes to her guardian, to be handled by him according to the will's provisions.

Gertrude White, a niece 25 years old, receives \$40,000, while Isaac L. White, a nephew 45 years of age, receives \$20,000. Miss White was to receive all her uncle's interest in the property of his sister, Leah White, and his claims against her estate, unless she should survive him, in which case the will provides that the widow and Teal invest \$10,000 in bonds or property as in the case of Miss Tichner's \$10,000 bequest, and pay the income from this to his sister's guardian each six months as long as she lives. She is now 78 years old. This block of bonds and mortgages is to go to the widow when the sister dies.

Provision is further made that should Gertrude White die before the maker of the will, leaving no children, \$20,000 of her bequest is to go to the other children, Miss Tichner, and the other \$20,000 to Isaac L. White. Should the grand-niece die before Isam White, and without children, the will here provides \$10,000 is to go to Gertrude and Isaac L. White in equal shares.

In addition to the other bequests, the executors are directed to pay the guardian of the grand-niece \$50 a month, to pay Gertrude White \$100 a month and Isaac L. White \$50 a month. The remainder of the property goes to the widow, but the provision is made that if she should die before her husband, her property would go to Isaac L. White and Gertrude White, or their children, if they should die before her.

"If my wife and I should perish in the same calamity, all the bequests to her shall inure to me," says the will. White provided that his body be cremated, and made provision further that in case of a vacancy among the executors and trustees, the successor may be named by the person resigning, or if not by him by the County Court. The successor must file a bond, however.

MUST STOP SELLING BOOZE

Carl Coberly Gets Two-Year Prison Sentence, but Is Paroled.

Carl Coberly was ordered by Presiding Judge Brough of the Circuit Court yesterday morning to seek other employment than bartending. He put up a cash bond for \$250 to guarantee that he would comply with this order, which was a provision on which the judge paroled him, after sentencing him to two years in the Penitentiary. Coberly is bound to remain within the state. He pleaded guilty to having accepted the unlawful earnings of Grace Hantz on August 23.

C. M. Robinson pleaded not guilty before Judge Brough yesterday afternoon to having obtained money by false pretenses from the Union Guarantee Association. His case was set for trial December 22. Robinson, it is alleged, took a contract to construct the First Methodist Church of Hillsboro, and obtained a bond from the guarantee association on the alleged representation that he was worth enough to cover it, should he fail to complete the contract. The guarantee company was obliged to complete the building, expending \$3240, and then proceeded criminally against Robinson.

Frank Cobb and Bert LaBarge were arraigned in the Circuit Court yesterday and pleaded not guilty. Assault on E. Johnson on September 26, with intent to rob, is the charge. They are in a hack, secured a warrant, suspenders, a necktie and \$5 in cash.

ASKS DAMAGES OF AUTOIST

Mabel Potter, Run Down and Hurt, Sues for \$2600.

Run down by an automobile at Third and Morrison streets August 31, last, Mabel H. Potter has filed suit in the Circuit Court against E. Russell Smith, the owner of the machine, to recover \$2500 damages. The accident occurred between 4 and 5 P. M. The plaintiff says she was crossing Morrison street, heading south, when the car, coming from the west, going east, struck her. It was being carelessly driven, she says, and she was knocked down, receiving a blow upon her head and left side, she was in bed 12 days and paid \$100 for medicine and doctor's bills, she says.

CHOPHOUSES ARE AT WAR

Morrison-Street Oyster Kings Air Trouble in Court.

George Lewis and George Carris, proprietors respectively of the Burr Oyster House and Restaurant and the Lincoln Oyster and Chop House, are at logger heads, and will air their differences in the Circuit Court. Lewis filed suit yesterday to have Carris restrained from conducting a chop house within six blocks of his place for the

HOW TO SECURE AN OREGON FARM FOR ONLY \$125.00 WRITE AT ONCE TO THE OREGON LAND DEVELOPMENT CO. 419 LUMBERMANS BANK BLDG. COR 5TH AND STARK STS. PORTLAND, OREGON

next two years, and to recover \$200 damages. Until last April Carris owned the Bungalow oyster dispensary, at 425 Morrison street. At that time, however, he sold it to Lewis for \$600, with the alleged agreement not to start another restaurant in the neighborhood. The Lincoln restaurant opened October 23 at 411 1-2 Morrison street, in the same block, with the result, Lewis says, that his business has decreased by half.

Dr. J. Whitcomb Brougher, pastor of the White Temple, will deliver the last of a series of three addresses next Sunday afternoon before a men's meeting in the gymnasium of the Young Men's Christian Association building, Sixth and Taylor streets. His subject will be "Dr. Jekyll and Mr. Hyde." There will be special music by the Y. M. C. A. orchestra.

BROUGHER TO END SERIES

"Dr. Jekyll and Mr. Hyde" His Subject at Y. M. C. A.

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The gymnasium, including the gallery, has been crowded on both the other occasions when Dr. Brougher has addressed these meetings and it is expected that the audience next Sunday will be equally as large. This morning Sunday "Bible" Williams, of San Jose, Cal., known as the "Drummer Evangelist," will speak at the Y. M. C. A. on "The Last Rump of the Tiger."

EX-SENATOR WILSON HERE

Washington Statesman Will Again Be Primary Candidate Next Year.

John L. Wilson, of Seattle, ex-United States Senator from the State of Washington, and who, it is reported, will seek the Republican endorsement for that position in the primary election next year, is in Portland for a brief visit. Mr. Wilson has been spending a few days in the Grays Harbor country and today will go to Vancouver to take luncheon with W. W. McCredie, Congressman-elect. He will return to Portland in the afternoon and remain here until evening, when he will leave for Seattle.

Mr. and Mrs. Wilson are soon to leave for Crawfordville, Ind., to spend Thanksgiving with the family of the former. Mr. Wilson expresses great gratification over the election of Judge McCredie to Congress.

HENEY'S PLANS NOT KNOWN

Federal Officials Think Grant Prosecutor May Come Here.

Defeat of Francis J. Heney for District Attorney of San Francisco has caused considerable speculation locally as to what the next step of the grant prosecutor will be. Heney's defeat leaves him free either to engage in private practice, or, as is surmised in

THE COLUMBIA RIVER VALLEY

The Fruit Basket of the World

A poor man has a small chance of ever becoming wealthy in the Far Eastern States. Even in the Middle West the openings are becoming scarce and many energetic men see that they can better themselves by coming to the Northwest. Some who have come West find they have not sufficient knowledge of the country to be able to locate at once in a business which will pay them well. If you are of this number, why not investigate the district which has more openings and opportunities for men of small or large capital than any other section of the Northwest? The Columbia River Valley cannot be surpassed as a desirable place to live in when you consider the many lines of business that are still needed, the large population which will surely settle here, and the vast income which will follow any smart investment made at this time. It will pay you to look into the conditions in this land of opportunity. Kennewick and Pasco are already the important commercial centers of this district. For information concerning openings in all lines of business address:

KENNEWICK COMMERCIAL CLUB KENNEWICK, WASH.

PASCO COMMERCIAL CLUB PASCO, WASH.

Don't Read This Ad. Unless You Can Come to the Carey Act Opening, Medbury, November 16

You can tell whether or not we have overestimated our project.

WE WANT TO APPEAL TO FRUITGROWERS, who are competent to judge fruit lands, who know the value of land that is really worth out question fruit land. If we attract men who know, we will be satisfied to rest upon their verdict.

YOU CAN'T BUY LAND FOR WHAT IT COST in any irrigated tract in Southern Idaho. There has been approximately two million acres of land reclaimed in Southern Idaho within the past five years, and every man who has bought an acre has made a profit.

The land reclaimed has been all of the same character. The best farming land in the world, where big crops of all grains and grasses, and other farm products can be raised year after

year without failure, and perhaps some kinds of fruits some years. Yet the great demand for LAND, LAND, LAND, cannot be filled, even with the millions of acres. The price goes UP, UP, UP, all the time.

IN ALL THE GREAT IRRIGATED WEST THERE IS ONLY A VERY SMALL ACREAGE WHERE FRUITGROWING IS A SUCCESS

Go to Hood River, Yakima, Wenatchee or any of the great fruit centers and ask the prices. From \$300 to \$2500 per acre are common prices, and the owner of the land doesn't even bat an eye when he asks the price. That is because

The Supply of Fruit Land Is Limited. He Can Make Interest on the Price Quoted. You Can't Buy That Kind of Land Unless You Buy It in One of These Places.

At the Carey Act Opening, Nov. 16, MEDBURY, You Can Get This Same Grade of Fruit Land at Less Than Farm Land Prices

Medbury is another Hood River, or Wenatchee, or Yakima, or Lewiston, or in fact better than any of them. The last statement sounds like a boast, but we are not alone. Alex. McPherson declares in decided terms, "Medbury is the best orchard tract he has reported on in his twenty years' experience as an expert horticulturist and irrigation expert." Numerous other authorities have reported to the same effect, and, as further argument of their belief, they want land here.

We know by experience that we can grow any product here grown in the Northwest, and reach the market with early fruits, melons and berries from one to three weeks earlier than any tract now in cultivation. Now to reach the point:

WHAT IS THE ANSWER? Medbury prices in one leap will take their place beside those of other fruit centers.

All fruit land like Medbury lands have not reached the price they will reach, for the supply is limited.

If you get a Carey-act selection or an acreage tract in Medbury, you have made a small fortune.

THE RAILROAD RUNS RIGHT THROUGH THE CENTER—Besides being the best fruit tract in the Northwest, Medbury has unsurpassed transportation facilities. The main line of the

Oregon Short Line Railroad runs lengthwise through the center of the tract, and perishable articles can be rushed to their destination without delay of transfer. Every acre of land in the project is within three miles of a railroad station.

YOUR CHANCE IS GOOD IF YOU COME—Besides 10,000 acres of Carey-act land to be opened November 16 at Medbury, of which a part is preference-right land that you can select now and file upon at the time of the drawing, there will be a large number of ACREAGE TRACTS ON EASY TERMS.

Every tract will be sold at one price, \$1050. A Carey-act drawing system will be used to sell the tracts. The first choice may make the first selection from the entire tract. The tracts run from 2 1/2 to 22 acres. \$210 will be required to be paid at the time of the opening, and out of this amount the company makes the first payment on the water, so \$210 includes all payments for the first year.

DON'T FAIL TO REGISTER—To participate in the drawing, it is necessary to register before the drawing. Registration books open at Medbury November 11th.

For information and booklet, power of attorney blanks, etc., write

Kings Hill Extension Irrigation Co., Ltd. Medbury, Idaho Glens Ferry, Idaho Boise, Idaho

some quarters here, re-enter the Government service, come back to Portland and conclude the prosecution of the land-frauds in which he caused indictments to be returned about five years ago. It is not known what the policy of the United States Attorney-General is respecting these long-delayed cases. At the request of Attorney-General Wickham, United States Attorney McCord several weeks ago forwarded to Washington a statement of the pending land-fraud cases, together with a brief history of each, and it is suspected, his recommendation as to

which, if any of them, should be prosecuted. Mr. McCord said yesterday that he had not received any further advice from Washington as to what action the Attorney-General desired. Until definite instructions are received from his superior, Mr. McCord will not take further action.

HOUSE RANSACKED FOR NAUGHT.

South Bend, Wash., Nov. 4.—(Special.)—When Mr. and Mrs. Charles Cory returned home Monday night from the theater, they found their carpets torn up and piled in the middle of the room, dresser drawers pulled out and their contents scattered over the floors and the entire house in the greatest confusion. So far as they could ascertain, however, nothing had been taken away and Mr. Cory's watch was lying on a dresser in plain sight. There is no clue to the perpetrators and the object of their vandalism is a mystery.

New York—Complete election returns show that the Socialist vote throughout this city was considerably less than half of last year, when Eugene V. Debs ran for President.

IMPERIALES CIGARETTES. Imperiales Cigarettes are so mild—so pure—so delicate—the most sensitive throats are soothed—never irritated. There's all the rich, full-bodied, satisfying tobacco taste of the finest tobacco blended to perfection, yielding a fragrance that never tires. Imperiales Cigarettes are rolled in a rare quality of thin mais paper—crimped, not pasted; and through the mouthpiece at the end comes smoke clean, cool and satisfying. The very first puff tells the whole story. 10 for 10c Sold Everywhere THE JOHN BOLLMAN CO. Manufacturers, San Francisco