

PLEA NOT WORTH AS DEAL, MOORE SAYS

Ex-Banker Replies "Guilty," He Explains, to Avoid Expense of Trials.

WITNESS IN MORRIS CASE

Moore Is Subpenaed by Prosecution, but Denies He Has Made Agreement to Testify in Return for Fine and Dismissal.

Following an agreement that he would be immune from imprisonment and subjected to a fine only, W. H. Moore, appeared before Presiding Judge Morrow in department No. 1 of the Circuit Court yesterday morning and pleaded guilty to receiving a deposit in the Oregon Trust & Savings Bank, knowing it to be insolvent, and was fined \$100.

Immediately after his plea and sentence, all the remaining indictments against Mr. Moore, which included a number charging embezzlement, were dismissed upon the motion of District Attorney Cameron.

Secret Conference Is Held.

The agreement by which Mr. Moore's punishment was determined out of court was made between Attorneys McGinn and Fulton, representing Mr. Moore, District Attorney Cameron and Judge Morrow. Arrangements for the exchange of a bond for the possibility of facing a prison sentence were made at a secret conference held yesterday afternoon between Mr. Moore and the attorneys in the judge's private office on Monday afternoon.

Negotiations regarding this had been pending between District Attorney Cameron and the attorneys for the defense of Moore for two of three days prior to the conference with Judge Morrow. District Attorney Cameron has expressed himself as being satisfied with the outcome of the cases against Mr. Moore, believing that the prosecution has gained a point by establishing the efficacy of the new banking laws, and also freeing the state of a heavy expense in trying a number of other cases against Moore.

On the other hand Mr. Moore, while he has pleaded guilty, says that he did so not to make an admission of guilt, but to relieve himself of an enormous expense which he would have to shoulder in fighting all of the remaining indictments against him.

Street talk, however, has it that Moore admitted his guilt and took a fine upon the charge of receiving a deposit in an insolvent bank after a jury, which had heard all of the facts, had declared him to be not guilty, rather than risk trial under a charge of embezzlement, to which the prosecution would probably have turned next and for which the minimum penalty in case of conviction is one year in the penitentiary and the maximum is ten years.

Moore's Testimony Pertinent.

Mr. Moore made admissions upon the witness-stand in the trial of his own case upon which those charges could be based. He admitted that he and Morris had taken their notes from the bank aggregating many thousand dollars, and to cover up the withdrawal had taken telephonic stock in the bank already owned by virtue of the purchase contract of the telephone bonds and entered it up on the books of the bank as an investment equivalent to the amount of the notes withdrawn.

Upon this positive admission by Mr. Moore, the Morris trial will be based. He will be accused of embezzlement, Mr. Moore said in his testimony that he knew that it had done wrong in taking the step, but that Morris urged it, saying that it would be all right.

In the courtroom yesterday, Mr. Moore made an effort to speak in his own behalf before the fined witness, but Judge Morrow would give him no opportunity, and advised him to confer with his attorneys before making any statements. It was learned afterward that he desired to deny that he had made a bargain with District Attorney Cameron on condition that he would testify for the state against Mr. Morris.

Attorney Logan Makes Charge.

It was said that Attorney Seneca Fouts, representing Mr. Morris, and Attorney John Logan, representing Leo Friebe, both made offers immediately to plead guilty to the same charge as had been done by Mr. Moore and receive the same penalty. These alleged propositions were turned down. It is said by the District Attorney.

The fact that any such offer had been made by Mr. Friebe was indignantly denied by Attorney Logan, who said: "The statement that Mr. Friebe, through me, offered to plead guilty is a lie. I can not use terms strong enough to describe his misrepresentation. The real facts in the case are that the proposition came from the other side. The District Attorney made the offer to Mr. Friebe through me. I told him, 'Instead of offering to plead guilty, the affair took place on the last day of the Moore trial. Lytle gave Friebe the rush act in the hallway of the Courthouse. Instead of coming to us outright, the District Attorney went about it in a sneaking way. Why should he have sent an underling, Lytle, to Friebe in the Courthouse that he could not plead guilty and pay \$1000 fine, but this was flatly refused. We would not countenance such a proposition.'

court will be largely guided by the recommendation of the District Attorney. He has made a fair statement of the case. In the former case, the jury stood nine for acquittal on the first ballot. All of Mr. Moore's property was turned over to the Oregon Trust bank the day after it closed, and that fact had great weight with them.

"Beyond that, whatever the fact may be as to the insolvency of the bank, I think the evidence shows that Mr. Moore did not believe it was insolvent. The trial and the verdict established the fact that a jury of his countrymen did not believe him guilty. In view of these facts, and the harassment and mental and physical strain that would be undergone if the other indictments were tried, Mr. Moore has decided to plead guilty. It would be in the power of the state to bring him to trial on each of the 11 indictments. The defendant is now dependent upon what his wife and relatives can provide and his counsel felt that it was wise to advise him to adopt this course."

Rumor of "Deal" Is Denied.

"I wish to deny the published statements that Moore was to plead guilty on condition that he would become a witness in the trial of Morris."

SON OF PROMINENT BUSINESS MAN DIES AFTER LONG ILLNESS.

Chester Edwin Colt, only child of C. C. Colt, president of the Union Trust Company, died yesterday morning at 10 o'clock. For over a month Chester Colt had been suffering agonies from tubercular meningitis, and at no stage in the disease did his parents or the physicians have any hope. Chester Colt was 8 years old last July, and was one of the most popular youngsters on Portland Heights. He died at the family residence, 664 Myrtle street. The funeral will be held Saturday afternoon at 2 o'clock. Mr. Colt was the recipient of many telegrams of condolence yesterday from Chicago, Kansas City and other cities.

witness in the other cases now pending. He has contempt for that sort of thing. The defendant was a witness in the case against himself and he told all he knew. Nothing has been said to me about his testifying against other defendants. Before passing sentence, Judge Morrow had asked if a fine would be paid if imposed, and Attorney Fulton has replied that it would, Moore nodding in reply.

District Attorney Cameron thinks Morris may plead guilty, and so expressed himself yesterday.

A large crowd of spectators was gathered in the courtroom yesterday morning when Moore was sentenced. Attorney Seneca Fouts, Morris' attorney and John F. Logan, attorney for Leo Friebe, being among the attorneys present.

When seen in his office after court, Mr. Cameron said: "There is no agreement between Mr. Moore and me about his testifying against Morris. His admissions in the first case were strong enough, and if he tells in the Morris trial what he told in his own, we look for a conviction of Morris."

"I Told Truth," Moore Says. With reference to his being a state's witness and testifying to "clinch" Chester Morris, Mr. Moore, said yesterday afternoon: "I absolutely would agree to nothing in the way of pleading guilty if it was to be understood that I was turning state's evidence and tell anything more against any other defendant in these cases than I told against myself at my own trial. I would not believe that the bank was insolvent. I thought it the best policy to plead guilty at this time to get out of the large expense I would be put to in fighting all of the remaining cases against me. It would not only take more money than I possess, but it would interfere greatly with my business."

PORTLAND PACKS SAME FOURTH PLAN

Ordinance Under Way to Prohibit Sale of Explosives in the City.

COUNCIL MAY ACT SOON

Residents of Commercial Bodies Declare Against Present-Day Style of Celebrating—The Death Roll Grows Annually.

Unanimous sentiments favoring Mayor Simon's plan to prohibit the use and sale of explosives in connection with the celebration of the Fourth of July were expressed yesterday by a number of leading business men of Portland. In accordance with this sentiment, too, W. H. Roberts, Fire Marshal, began the preparation of an ordinance, copied largely after the one enforced in San Francisco, which will, if adopted, prohibit the sale of all explosives in the city at any time except by official permission, when such goods may be sold for the celebration of certain events at specified places.

Council to Get Ordinance Soon.

Frank Blaker, secretary for the Underwriters' Equitable Rating Bureau for Portland, is assisting Fire Marshal Roberts in the preparation of the proposed new ordinance. This ordinance, it is planned, will be presented to the City Council at its next meeting. Following are the views expressed on the subject by some of those interviewed: William MacMaster, president of the Portland Chamber of Commerce. It would be hard for me to understand how any person would want anything but a sane Fourth of July celebration. To read the reports of the accidents resulting from the use of fireworks and similar explosives on the Fourth is to remind one of the effects of a battle. I am strongly opposed to that kind of a celebration.

Firecracker Bad as Rattlesnake.

Harvey Beckwith, president of the Portland Commercial Club, said: "I have as much use for a firecracker as I have for a rattlesnake. All firecrackers and numerous explosives should be prohibited by laws that should be enforced. I believe that the explosives used as a rule on the Fourth of July are the most dangerous things we have on the market. In a recent periodical statistics showing how many children had been killed on last Fourth of July, and it was really shocking to remember that when I was a boy I delighted in these things and thought I was having fun, when in reality there was no fun about it. This is a subject on which I have very strong sentiments, and I hope something is done to limit the evil. Tom Richardson, publicity manager, Portland Commercial Club—The Fourth of July, I believe, should be celebrated in the country and not in the city. It should not be a day of noise and excitement, but people should go either to country places for a rest, or join in the celebration of the day at the smaller places. Judge Wolverton, of the United States District Court—I believe the city authorities should take steps to prevent the use of firecrackers and explosives on the Fourth of July. There are so many mishaps resulting from the way the day is celebrated now, that it is something should be done to prevent them."

PRINTING BILL IS HIGH

CIVIL SERVICE BOARD SCENES COMBINATION.

Existence of "Trust" Not Proved, but Purchase of Automatic Machine Is Discussed.

"This city can save 50 per cent on ordinary printing by the purchase of a new automatic feeding machine," declared Civil Service Commissioner Armstrong before the Commission yesterday afternoon when the subject of an alleged exorbitant printing bill was under discussion. Some old bills, which were heard at the previous session pending an investigation into whether there is a trust in Portland, were ordered paid. The "trust" question was not settled.

"When the subject of printing bills came up, Commissioner Willis asked Secretary Kennedy for a report as to his investigation. Mr. Kennedy said that he had talked to several printers from outside towns, and that they had told him they could hardly do better by the city than the Portland firms have been doing. It had been intimated that Hillsboro printers could do work more cheaply, and a printer from Oregon City said that he thought his town should have patronage in preference to Hillsboro, if any change was to be made. A Graham printer said he felt that he should get the business, if Portland printers were to be boycotted, or words to that import.

It was said that Secretary Kennedy's investigation had not been conclusive as to the existence of a printing combination, but that it had proved that exceedingly high prices had been charged for work done at the order of the Commission. It was then that Commissioner Armstrong declared that the city could save 50 per cent on much of its printing by buying an automatic feeding device lately patented. No action was taken.

A. F. Howett, formerly a horseman in the Fire Department, appeared before the action of the Executive Board in discharging him for insubordination. In a communication, John H. Stevenson, his attorney, said that the point at issue was that his client held that he was not discharged "for the good of the service," as is required by the charter amendment. His case was set for hearing for 4 o'clock next Wednesday afternoon.

Court Notes.

David Lewis, who sued Forrest C. Smithson before a jury in Judge Gault's department of the Circuit Court for the recovery of the cost of the property in his favor last year, secured a verdict in his favor. The appraisal of Julia Corbett's estate was filed in the County Court yesterday by W. B. McCord, F. A. Jackson and E. J. Werlein. The property is valued at \$74,065.65, of which \$69,000 is the value placed upon lots 2 and 4, and the east half of lots 5 and 6, block 184. A house stands on the property.

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2. A vast, rich tributary country is around it.
3. It is the Gate to Central Oregon—all travel and traffic must go through Madras.

Madras is the division point for base of operations for both the Oregon Trunk and Deschutes Railways. It is the only outlet for three quarters of a million acres of rich farming, coal, oil, wheat, fruit and timber land. Tremendous opportunities for power-sites are at hand. Madras will be the county seat for a great county soon.

The Early Bird Catches the Worm

And the early investor, if he invests wisely, makes the money. Business property in Madras is being snapped up now by men who see the great unequalled opportunity. Those who come later—and there will be THOUSANDS OF THEM—will have to buy from the early purchasers. Now is the time to make your money double, treble, quadruple itself. We want you to investigate it thoroughly and see for yourself. Go with us on one of our weekly excursions. Come to our offices and see our accurate nine-foot painting showing Madras and the great Deschutes in its relation to Portland.

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COUNCIL SAVES \$18,000

RIVERSIDE SEWER DISTRICT PROPERTY-OWNERS BENEFIT.

Competition in Main-Laying in Portland Aids Citizens in Kenton District—Ellis Takes Action.

Property-owners in the Riverside sewer district will be saved about \$18,000 by the action of the City Council yesterday, when a resolution, rescinding terra cotta pipe, was adopted and another, authorizing the use of glazed cement pipe, was substituted. This saving represents approximately one-half of the aggregate cost of the big sewer system, about to be installed in Riverside, in the Kenton district. Agents of the Oregon & Washington Pipe Company, which has until now occupied the field exclusively, were present to watch proceedings in the Council session. There was no debate about the resolution, introduced by Councilman Ellis, and it was promptly adopted by the Council. The Portland Glazed Cement Pipe Company has now entered the local field. Having taken action relative to his own work, Councilman Ellis declares that he will introduce similar resolutions, rescinding specifications for terra cotta pipe in a number of other large district sewers throughout the city, unless other Councilmen take action to this end. "I favor making the specifications open to all competitors," said Mayor Simon.

"It is claimed by City Engineer Morris that the merit of the terra cotta and glazed cement pipe is equal."

CLASSES MEET OUTDOORS

Bible Study by Island Campfire to Begin Next Week.

Boys' Bible classes of the Portland Young Men's Christian Association next week will begin holding their regular meetings in the open air. Instead of gathering at the Y. M. C. A. building, as they have during the winter, they will take the association launch to Ross Island and meet around a campfire. The regular meeting schedule for the various clubs has just been made up. The launch will be in use every week day and at least 250 boys will use it each week. The schedule follows: Monday, 6:15 P. M., Franklins and Athletics. Tuesday, 3 P. M., Baracosa, of Washington High School and Aerials, of Lincoln High School; 6:15 P. M., H. B.'s, O. U.'s and Billings. Wednesday, 6:15 P. M., All-Ins. Thursday, 6:15 P. M., Ovis and Beavers. Friday, 6:15 P. M., Rollies. Saturday, 9 A. M., Athenians; 10 A. M., Boosters; 6:15 P. M., K. Q. T.'s.

Several of the clubs have also applied for the use of the launch on over-Sunday trips. It is probable that when the weather becomes settled these excursions will become a regular feature.

N. B.—Carline will be finished to the center of

Alameda Park by May first. Then Prices will advance. Better buy now.

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