IMMUNITY BATH NOT FOR GUILFORD

Deputy District Attorney Fitzgerald Makes Flat Denial on Stand.

BRIBERY CASE IS WARM

Official Also Says He Had No Business Dealings With "Bob" Pat-

terson and Was Never Intoxi-

cated-Fouts on Stand.

That he never promised Howard A That he never promised Howard A. Guilford, on trial for an alleged attempt at bribery, immunity if he would confess, never had any business dealings with "Bob" Patterson, and was never intoxi-"Bob" Patterson, and was never inter-cated, were statements made by Deputy District Attorney Fitzgerald to the Gull-ford jury yesterday afternoon. Fitzger-ald had been galled by Deputy District Attorney Page as a witness to contradict certain statements made by other wit-

Mr. Fitzgerald was asked if he ever had any business dealings with Guilford, and admitted that he once acted as at-torney for Mrs. Guilford.

No Concealment Attempted.

"I have never tried to conceal that from anybody," he said. Some friends of Thave never third to concern the set of the said the set of the se

The Deputy District Attorney went on to say that he told Guilford he would charge him nothing as attorney's fees, but that he ought to reimburse the per-sons who had paid the filing fees. He said Guifford told him the matter had been settled for a small sum, so he could hardly afford to pay much. This statement by Mr. Fitzgerald was called out in answer to the statement of Attorney Seneca Fouts on the wit-mess stand in the morning that Fouts told Fitzgerald in the latter's office that

told Fitzgerald in the latter's office that "he had told me (Fouts) a falsehood when he said he had never seen Guliford before the bribery case came to his notice. I knew Fitzgerald had acted as attorney for Gullford more than a week previous to the latter's arrest. Fitzger-ald then admitted that he had been wrong in saying he had not known Guliford."

hill streets, when it was suddenly started forward, and she was thrown to the pavement and injured. The streetoar company answered that she had been told by the conductor to take the next oar, but that she boarded the car which was crewded, and finding her daughter, who was with her, had not boarded the car also, she alighted while the car was in motion. The small sum allowed by Judge Gantenbein was because her phy-sician said she has improved consider-ably during the last six months, and because Strucken has not been obliged to employ any additional help about the house for some time. hill streets, when it was suddenly started

SUIT IS COLLISION OUTGROWTH

Plaintiff Demands \$10,300 for In-

juries When Taxi and Car Crash. collision between an automobile and a taxicab at Seventh and Alder streets, March 12, is made the basis of a damage suit in the Circuit Court against the Portland Taxicab Company. Julius Adler, the plaintiff, filed

the complaint yesterday. He demands \$10,300 for injuries he says he sustained. He was a passenger in the taxicab

He was a passenger in the takicat, he alleges, and was thrown violently against the door when the two cars struck. His eye was cut, his eye glasses broken, and he received a se-vere nervous shock, he deciares. For his doctor bills, hospital bills and medicine he demands \$300.

\$20,000 Commission Suit Heard.

A jury in Judge Gantenbein's depart-ment of the Circuit Court is hearing evidence in the suit of Harry H. Cloyes and others against Anthon Eckern and others. Cloyes demands 20,000 commis-sion for negotiating a male of \$300,000 capi-tal stock of a mill plant near Tacoma. He says the defendants agreed to give a bonus of \$20,000 in treasury stock with the capital stock. They deny that pny contract of sale existed. contract of sale existed.

Widow Gets Title for Lots and Home

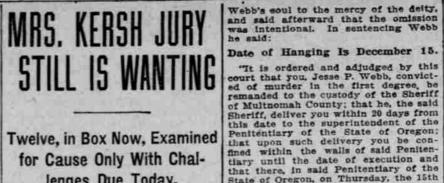
Fitzgerald said the first time he ever saw Guilford was when he called on Fitz-gerald, and standing in the door of his

Colonel Miller Would Outdo Oliver

Wendell Holmes.

Oliver Wendell Holmes has been out-Instead of preserving for all time done. the hidden charms of the humble chamthe hidden charms of the hander colonel bered nautilus in classic verse, Colonel A. W. Miller, Portland's well-known na-tural history student, will keep a petri-fied nautilus with all the chambers com-plete and with all the appearance of be-

plete and with all the appearance of be-ing in the natural state. Colonel Miller returned yesterday from a trip into the Olympic Mountains, near the Willapa River, in Washington, where he procured his most remarkable speci-men. He will add it to his already large collection of geological and historical



Twelve, in Box Now, Examined for Cause Only With Challenges Due Today.

tiary until the date of execution and that there, in said Penitentiary of the State of Oregon, on Thursday, the 15th day of December, 1810, in the manner and under the conditions provided by law, you, Jesse P. Webb, be hanged by the neck until you are dead." Before the court spoke the fateful words Attorney Fouts, representing Webb, objected to the death sentence because he said there had been "irregu-WEBB MUST HANG DEC. 15 because he said there had been "irregu-larities in the trial and errors of law, which rendered the verdict void." Later

Convicted Murderer of William A Johnson, Though Pale and Haggard. Takes Sentence of Death Calmly, With Little to Say.

The jury which is to try Mrs. Carrie Kersh for complicity in the murder of William A. Johnson is not yet complete. When court adjourned yesterday the 12 jurors in the box had been examined

to make a return on subpense which had been placed in his hands to corve. Twenty of these were given him yester-

Fitzgerald said the first time he ever saw Guilford was when he called on Fitz-gerald, and standing in the door of his gerald, and standing in the door of his effice, said, "those people want too much money in that case." Fitzgerald said he that Guilford tohd him it was "that case you signed as attorney for my wife." The Deputy District Attorney went on to say that he told Guilford to attorney's fees. Colonel Miller Would Outdo Oliver

not challenged for cause. J. O. Gillen, another prospective juror, said he would not convict on slight circumstantial evidence, but that if the circumstantial evidence was strong, he would convict. He is in business at 65 North Front street, and lives at 360 Crosby street.

by street.
J. W. Hart was excused because he said he had formed a strong opinion from reading the newspapers.
G. J. Kaufman, of the Portland Hotel, said he had formed an opinion from statements made to him by persons who had listened to the testimony in the had listened to the testimony in the Webb trial. He was excused.

Webb Ready for Sentence.

Fitzgerald Denies Lease. Mr. Fitzgerald also denied a statement that he had a lease arrangement on property at Seventh and Finnders streets with "Bob" Patterson. He said W. E. Kiernan, "Count" Senosky and himself have acquired a quarter block at the place mentioned, and are leasing it to a respectable citizen as a grocery store be-low and rooming house above. "We get 4115 a month for the quarter block." said Mr. Fitzgerald. "The gen-tieman who leases of us is as clean a "I am keenly alive to the fact that

tody

to efforts to blacken her character, as a result of which she caused his arrest. His case will be decided by Judge Tazwell Friday. Yesterday's horsewhipping was the fourth which Hitchings has received in Portland at the hands of women. Rose Hathaway, keeper of a disreputable Fortiand at the mains of a disreputable house, gave him a severe horsewhipping in an attorney's office several years ago and not long afterward again cowhided him. About two months ago, when in a Third-street restaurant, he was pun-ished by a manicurist

he asked for 20 days in which to pre-pare a motion for a new trial. The judge allowed the time. Then Fouts

Judge allowed the time. Then Found asked that Webb be kept in the County Jail until the court decides the motion. The judge did not make this order, but told Fouts that he would be given due notice of the Sheriff's intention to take

notice of the Sheriff's intention to take the condemned man to Salem, and that the provision for his removal would be modified by the court if Webb's counsel makes proper showing. On his way to and from the court-room and during the time he was re-ceiving sentence Webb was guarded by Sheriff Stavens and three desuring

WOMAN WHIPS LAWYER

J. "HAT" HITCHINGS COWHIDED

AFTER COURT HEARING.

Warrant for Her Arrest Is Refused

Him-Charge of Persecution

Pending Against Him.

For the fourth time in his career Portland J. "Hat" Hitchings, a Portland lawyer, was horsewhipped by a woman

lawyer, was horsewhipped by a woman yesterday. Following a vehement attack upon her character in Municipal Court yesterday morning, Miss Nanie Sanstrom, who lives at the Hotel Bellevue, met him at Sixth and Oak streets and showered him with stinging blows with a short cowhide whip. Hitchings had just left Court, where he had been on trial for trespassing on the property of the young woman, and was on his way to his office. Hitchings, it was charged, had been persecuting Miss Sanstrom for two months. He met her in a local restau-rant and later secured a position for her in a Third-street restaurant and has since

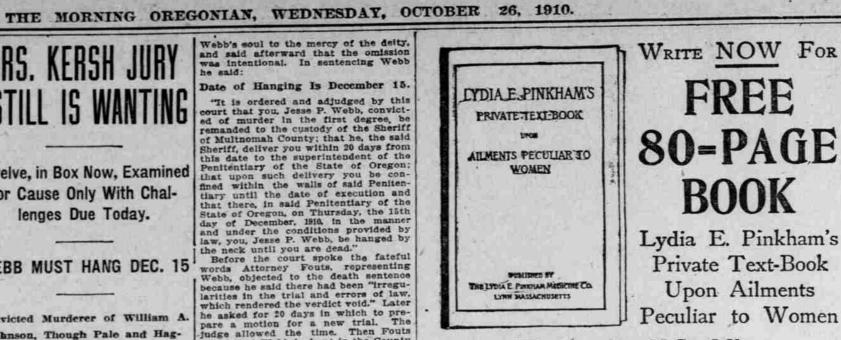
in a Third-street restaurant and has since

that time been trying to force his atten-tions upon her, it was alleged. When this failed he is alleged to have resorted

Sheriff Stevens and three deputies.

a Third-sitest Testantint he he was ished by a manicurist. When Miss Sanstrom assailed him yes-terday he ran down Oak street with the girl in pursuit. She caught him at Third street and again assailed him with her whip. Detectives Endicott and Sloan, who were passing, took the pair in cus-ody. Hitchings attempted to get a war-Hitchings attempted to get a war tody. Hitchings attempted to get a war-rant for her arrest, but this was refused. The girl was semi-hysterical for some time following the scene on the street. After gaining self-control she left the utations station

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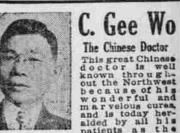
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block." said Mr. Firsgeraid. "The gen-tileman who leases of us is as clean a man as there is in the city of Portland." Asked if he ever told a reporter for an afternoon paper that Attorney Fouts would not be indicted by the grand jury. Deputy Fitzgeraid suid he did not, that he had nothing to do with the decisions of the grand jury. He said Mr. Fouts he had nothing to do with the decisions of the grand jury. He said Mr. Fouts was a witness before the grand jury of his own free will, and there made a statement regarding the charge Guilford made, that Fouts and Sweek were in-volved in the jury-bribing. He said Fouts told the grand jury that Fouts had delayed too long in allowing Guil-ford to talk to him, but that so far as being guilty of any attempt at bribery, he had not done it. Mr. Fitzgerald ad-mitted passing the time of day with a reporter at a restaurant. To a charge that he was asked to is-

To a charge that he was asked to is-sue a warrant for H. M. Barton, the juror whom Guilford is alleged to have attempted to bribe, and refused, Mr. Fitzgerald said Guilford demanded a warrant for Barton, but he told Guilford that the grand jury was in session and he might go in and tell them about the matter if he chose, and let them decide what to do.

Fitzgerald Holds No Enmity.

As to whether or not he was out for Seneca Fouts' political scalp, Mr. Fitz-gerald said:

geruld said: "I have no enmity against Fouts and Eweek, and I never told Guilford I had been after Sweek and Fouts for a long time. I have always been on friendly terms with Mr. Sweek, although I did tot know Attorney Fouts so well. Mr. Fouts never told me he would ferret this blass out if it took bla last dollar."

thing out if it.took his last dollar." Guilford has admitted his alleged con-fession is false, but says it was dictated testion is insection and a size is the latter denied having dictated the confession, saying he called a stemographer, dictated the head ing which was to be put on the first page of the typewritten confession, and left Guilford and the stemographer alone at the due to fit the next themselves

the desk to fix it up to suit themselves, while he attended to other matters. Attorney Fouts, on the stand yester-

day, said while he was at the District Attorney's office, Fitzgerald said to him: "Let's bury the hatchet. Neither you nor I can afford to mix up in this nasty meas. We will let Guilford take his mealledne."

medicine." "I was very angry by this time," said Fouts, "and I told Fitageraid that I would not accede to his proposition. I told him, however, that I should certain-by See that Guilford stayed in jail, and that he should have to stand trial." At-torney Alex, Sweek was also a witness for Guilford. for Guilford.

for Guilford. (Hans Goodager, recently acquitted of the murder of Tony Moe, took the wit-moss stand to corroborate a statement by Guilford that District Attorney Cameron privately interviewed Guilford while Guilford was in jull.

ACCIDENT COSTS ROAD \$550

Man Gets Only \$500 as Value of Services of Wife Who Was Hurt.

One of the most unique suits brought in the Circuit Court for some time was in the Circuit Court for some time was that of John Strucken against the Port-land Railway. Light & Power Company to recover 20,000 damages because of the loss of his wife's services on account of an accident. Judge Gantenbein, who tried the case, allowed Strucken 500 damages, Sarah Strucken, the wife, hav-ing brought a suit on her own behalf, as the result of which ahe recovered 5000 from the company for her injuries. Mrs. Strucken alleged she was trying to alight from a car at Third and Yam-

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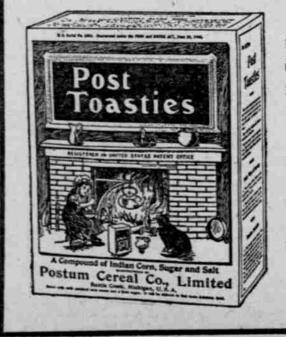
premeditation before the killing." The convicted man had been asked by Judge Morrow if he had anything to may as to why sentence should not be pronounced, and this was his answer. He spoke calmly, and, except that he tightly clasped his hands in front of him, showed no emotion. While the prisoner was receiving the death sentence Mrs. Kersh was taken by Matron Cameron Into Judge Mor-row's chambers. Judge Morrow did not commend Study Club to Meet. The Sellwood Commercial Club to-night at 8 o'clock. The topic of study will be "The Transportation Problem, Rallway Terminals, United and Sepa-rate and Their Location," by Rev. D. A. Thompson; "Rapid Transit, Surface Rights of the Foot Passenger," by Miss Jessie Nelson. Roller skates were in use as far back as 1790.

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