Jury After Four Hours Convicts Him and Asks Extreme Mercy.

OF BRIBE CHARGE

**GUILFORD GUILTY** 

#### SENTENCE DUE SATURDAY

Prisoner's Bail Is Increased to \$3000-Wife and Babe in Court as Verdict Is Read-State Scores Fouts.

Howard A. Guilford was convicted of bribery by a jury in Judge Kavanaugh's department of the State Circuit Court pesterday afternoon. The verdict was read at 4:25 o'clock, the jury having deliberated four hours and 40 minutes, rettring at 11:45 o'clock yesterday in the norning. The verdict recommended that Guilford receive the "extreme mercy of

Gullford was accused of attempting to give H. M. Barton, a juror in the W. Cooper Morris embezziement case, \$1000 if he would vote for acquittal and thereby cause disagreement of the jury. As Clerk Wells read the verdict Guil-ford sat still and, looking back at his wife, who sat in the rear of the room holding their babe, he shook his head. Judge Kavanaugh called on him to arise during the reading of the verdict, and the prisoner jumped to his feet. "When will the court pass sentence?"

Guilford asked. "Saturday morning at 9:30 o'clock," re-plied Judge Kavanaugh.

Guilford's bail was raised by the court from \$1250 to \$3000. He has been out on bail, but was taken to jail by Deputy Sheriff Bulger after his conviction, to be held until the higher ball is secured. While trying to arrange for the ball he telephoned to a friend to get into communication with Attorney Seneca Fouts

#### Guilford's Statement Read.

Alva W. Person, a court stenographer,

for the presence of other reliews trying to force me into an admission that i was working for the District Attorney's office. When is told me this, that Mr. Fours didn't tell him to tell me and everything, he says. "New you want to go down there and do the right thing for Fours." I said. "I will think

#### Wife of Accused Called.

Mrs. Guilford, who was also a witness a the case, said Detective Craddock called on her after her husband's arrest and told her it would do him no good to employ any attorneys except they mere friendly with the District Attor-ney's office. Craddock denied this al-

When Deputy Page began his argu-When Deputy Page began his argument to the jury he told them its verifict would cast a wide influence, and spealed to them to do their duty by onvicting Guilford. He said an acquitial would clog the wheels of justice.

"The defense has resorted to every means to vility Mr. Barton," he delared, "and has impugned his motives in aiding the state to find out who instigated the attempted bribery. I say has Barton acted as a conscientious

ibat Barton acted as a conscientious man and did his duty in going to Spe-dial Prosecutor Clark with the informa-tion that he had been approached. He sursued his duty still further by fol-lowing Judge Gantenbein's instructions to appear to take a bribe from Gullford.

"Page said further that members of the District Attorney's office are above represed, and had ferreted out the bribery at the risk of having "the stigms of the dirty mess" fall upon them.

"Guilford has lied, and lied repeatedly all through the affair," continued Page, and he never had greater need to lie than when he took the stand in his own fefense. His testimony, therefore, is worthless and should be thrown out of

#### Fouts' Testimony Cited.

"Why, gentlemen, Guilford was refuness, Seneca Fouts, who corroborated Guilford's statements in some particu-Guilford's statements in some particularse but in every instance where Fouts
would have laid himself liable to an
investigation by the grand jury he did
not dare to admit the truth. That's why
Fouts' testimony took sudden changes."
In his charge to the jurymen, Judge
Kavanaugh instructed them that if they
were convinced that the state, through
its officers, solicited the crime, and
aided Guilford in its commission, no
verdict of guilty could be returned.
The jury was composed of Philip
Young, E. C. Chaptuan, Gust Anderson,
J. M. Wilde, William Schmeer, Charles
Emerson, Charles Polifica, O. Abst. J.
B. Fletcher, S. P. Garrigus, Fred Feldman and J. S. Clark.

#### KENNEDY INDICTED FOR PRAUD

#### Accused of Selling Interest in Busi-

ness He Did Not Own. R. Kennedy was indicted by the county grand jury yesterday morning on a charge of obtaining money under false pretenses. It is alleged he sold to H. R. Riffler. August 19, a third interest in the Producers' Commission Company, of 26-7 Washington street, securing 11000. The business is alleged to be owned by the Portland Brokerage Com-

Harry Simpson pleaded not guilty before Circuit Judge Cleiand yesterday
afternoon to two charges, one of larcany and the other of assault with a
revolver on Harry Yost. Simpson is
alleged to have stolen goods from the
store of N. M. Unger. Both crimes are

day night. (Pald advertisement.)

Will of Sylvanus Hatch Probated. The will of Sylvanus S. Hatch, be-

The will of Sylvanus S. Hatch, bequeathing an estate valued at \$4200 to the widow, Catherine A. Hatch, was admitted to probate in the County Court yesterday. The widow was appointed executrix. The estate of Anna S. Niblen was appraised yesterday at \$7197. The appraisers are John Miller, C. F. Pearson and William Larson.

Husbands Sue for Divorces. Martin Ritz filed a divorce suit yes-terday against Ida Ritz, charging that she descried him May I. 1909. They were married August 3, 1905. L. M. Falkner has filed suit against Eva Falkner.

SPEED FIENDS ARE FINED Judge Tazwell Imposes Heavy Penalty on Offenders.

Municipal Judge Taswell is determined to do all within his power to eliminate the reckless speeding of automobiles, as evidenced by the regularity with which he has been declaring them guity and imposing fines. Three autoists were fined yesterday morning for speeding.

Policeman Burke arrested Fred H. Kolus early yesterday morning at

Kolus early yesterday morning at Twenty-third and Washington streets Twenty-third and Washington streets following an accident between the fast-moving motor car and a repair car of the Portland Railway, Light & Power Company, in which the latter was knocked off the track. Kolus and his party of friends, it is said, had spent the evening at one of the roadhouses below the city and had been imbibing somewhat freely.

When they left for the city it was

When they left for the city it was early in the morning and few pedestri-ans were on the street. The automo-bile was being driven up the street at a rapid rate when on rounding the cor-ner to go down Washington street Ko-lus lost control of his machine and ran into the streetcar. Several minran into the streetcar. Several min-utes were required to place the car on the track. No one was hurt and but little damage done to the automobile. In Municipal Court yesterday Judge Taxwell, after warning him against future reckless driving, imposed a fine

of \$15.

The vigilant eye of Policeman Sims, of the motorcycle squad, brought two other offenders to the court. These were Joe Gates and Joseph Cushman. whom was fined \$25 for speed-

#### DENUNCIATION IS FUTILE

Intelligent Inquiry Is Favored in Biblical Dispute.

Alva W. Person, a court stenographer, was placed on the winess stand by the state just before it closed its case in rebuttal, and read to the jury a statement he said duilford made to the investigating committee of the Multnomah Bar Association, which looked into the Guilford case. The statement was made May 37, he said, after Guilford had saked that Attorneys Seneca Fouts, Alex Sweek and their stenographer leave the room, and had told the members of the committee that the statement must not "got back to Fouts." Guilford's statement, as taken in ahorthand by Mr. Person, is:

Just before I left the jail to go down to the grand jury, thans Goodager ta client of Fouts gave me a good is the ribs. I was standing in front of his cell. I waiked into the corridor. He said: "Jost a minute. Before you go down there I want to put you wise. Mr. Fouts told me yesterday that Mr. Pitagersid said to him during the talk the day before, he says: New I will tell you what we will do; her drop this thing right now and not carry it any further," and Fouts says:

"Not by a 6—atthic I am going to have ain tovestigation of this."

I says to Goodager, "Did Fouts tell you to tell me that." "Oh, not I should say not; Youts just told it to me and I am telling it to you just to put you wise, to give you a pessage. The best thing you can do to the results and the put you wise, to give you a pessage. The persones of other fellows trying to fore known in the pressures of other fellows trying to fore me into an admission that I was working for the butter of the District Autorney's office. When it was an and sandission that I was working for the District Autorneys office. When it was an addition of the pressure of other fellows trying to fore the District Autorneys office. When it was an addition of the pressure of the fellows trying to fore the District Autorneys office. When it was an addition of the pressure of the fellows trying to fore the District Autorneys office. When it was an addition of the pressure of the fellows trying to fore the D

more clearly why David said, "all men are liars." We shall also have greater reason for knowing that he did not tell the truth, but uttered what all same men know to be false and sianderous, if we do not see this centroversy settled.

It would be well for all to see and acknowledge that things are not so because the Bible says so, but that the Bible says things are so, because they are so; that if the truth is in the perspective, it is because it is in the background. "We can do nothing against the truth, but for the truth." We should neither be afraid for the truth not of the truth. We should be anxious to know the truth and all the truth it is possible for us to know, to be made free by the truth, and nothing but the truth. "Let there be light" should be the motto of every minister. Let the Bible be subjected to the same processes of investigation and methods of criticism that other books are subjected to, whether our little theological castles stand or fall. Let men on both sides of this great question stand out with clearness of statements and arguments that will stand before the bar of modern thought—for that which does not command men's reason cannot command their faith.

Denurciation of those who do not agree with us, is merely beating the air. Harshepithets are not arguments they convince nobedy. Religious prejudice is implacable. Theological bigotry makes no converte to the Christian faith. Holding to old, antiquated rorms, keeps men of intelligence and independence out of the ministry of the churches, itseligious intolerance makes hereics. Rejection of the results of ecientific and philosophical investigation, historical criticism and philological research presents a grave situation to the modern makes hereics. Rejection of the results of ecientific and philosophical investigation, historical criticism and philosophic, and our creeds and confessions will have to be modernized, and harmonic will have to be modernized, and harmonic will have to be modernized, in the rocks, on the flowers, or on the star

man's brow, or it in the success of written in whatsoever more have spoken or written in harmony therewith is truth. The truth cannot be gainsayed, but standeth forever. There is no conflict of truth.

T. B. FORD.

#### LESSON OF LOCAL OPTION

Writer Prefers Latter in Oregon, Rather Than Prohibition.

PORTLAND, Oct. 23.—(To the Editor.)—
The Greater Oregon Home Rule Association is not fighting temperance, though it is a fact that the seloom favor local option, as against prohibition. Prohibitionists contend that the seloom men must be in the wrong. It so happens that more progress has been made for morals and clean government under local option than under prohibition. State-wide prohibition contends with every difficulty that is met in the enforcement of National prohibition. Government must put theories into practice. Local option compels minorities to yield to the majority, sometimes with much difficulty. Under our july system, minorities have absolutely failed to enforce prohibition in opposition to the will of the majority. Municipal government is closer to the people than the state government and consequently meets less resistance by the people especially when the majority has sanctioned the law. Local option constantly appeals to reason, prohibition to force. Experienced prosecutors declare that no classes of presecutions lead to so much perjury of jurous and witnesses as the effort in enforce prohibition. An impartial jury is out of the question and men naturally rebel at sumptuary laws. If open saloons are bad, concealed dives are much worse.

A law which has not the respect of a majority cannot be effective and in the attempt to enforce prohibition by a minority, resultant immorality is desvitably aggravated. As temperate men as reside in Oregon will in this instance stand for local option, as the best and most politic method of safe and sane government.

JOHN P. JONES.

## WANTED--ONE JURY

Kersh Murder Trial Still Lags Waiting Full Box.

FORMED OPINIONS

Woman Accused of Complicity in Johnson Murder Case, Remains Calm During Process of Jury-Drawing-Case on Today.

With the regular panel of 120 venirethe jury, which is to try Mrs. Carrie Kersh for murder in the first degree, still minus one juror finally accepted, Presiding Judge Cleiand gave orders yesterday that 25 names be drawn from the list of citizens, and served with

subpenses to attend court.
Court will reconvene at 9:30 this morning, when the 25 jurors are expected to be present. The defense exercised one peremptory challenge yesterday morning, the man excused being J. A. Amero. Eight

were examined during the morning, but every one was excused for cause, so that Amero's place remains to be filled. Spencer Has Fixed Opinion.

Joseph D. Spencer, a real estate dealer, was the last man yesterday morning to be examined. Spencer said he had read the newspaper accounts of the Webb trial and had a fixed opin-ion, which it would take evidence to remove. Further questioning brought the statement from him that he could lay his prejudice aside and try the case fairly and impartially. To the next question he said he would not want a juror in his frame of mind to try him were he accused of the same crime as

Mrs. Kersh.
Judge Morrow sald he was not sure Spencer was not a competent juror, but that he would be on the safe side by excusing him. Spencer indicated by his statements that he is convinced of Mrs. Kersh's guilt. He said he had no scruples against capital punish-ment, or against circumstantial evi-

Almost every other juror examined had read about the Webb-Kersh case, and most of them had made up their minds about Mrs. Kersh's guilt. H. N. Smith, of 922 East Glisan street, said he is opposed to capital punishment, and has formed his opinion about Mrs. Kersh's guilt.

Capital Punishment Opposed.

M. W. Parellus said he has always been opposed to capital punishment and has a fixed opinion about the case. H. C. Allehoff, a painter, said he read about the murder when it was committed, and formed his opinion about Mrs kersh's guilt. The other jurors ex-amined and excused were Nathan Weinstein, W. W. Amburn, G. Eklin and W. C. Alvord.

Mrs. Kersh appears calm during all the proceedings. She was garbed yes-terday, as she has been since the trial began, in a black dress and green cape. Confinement in jail has taken the color from her face. Matron Cameron and Deputy Sheriff Bulger are her escorts to and from her cell.

### CHURCH IS TOO MODEST

CONGREGATIONAL BODY NOT ANNEX, SAYS MINISTER.

Profound Ignorance Responsible for Impression, Declaration Made at Conference.

"Some people seem to think that the Congregational Church is a sort of annex to the Presbyterian Church," said Rev. W. C. Kantner before the Congregational Conference of Oregon yesterday, "but I want to say that impression is founded on profound ignorance of the splendid history of the church and its great achievements in this and its great achievements in this country. It has had a great part in the religious and civil life of this Nation and it will have a greater part in the future. We are too modest about the Congregational Church and what

Rev. Mr. Kantner spoke on "The Place Congregationalism Has in the Religious and Civil Life of the Nation." He set forth the achievements of the Congregational Church in the history of this country, declaring that the principles of the church had entered into the foundation of this country. He the foundation of this country. He said that in educational progress the Congregational Church had been the leader of all the denominations, and pointed to Harvard, Yale, Dartmouth and other institutions of learning, which he declared had been founded by Congregationalists. by Congregationalists.

by Congregationalists.

Rev. William H. Meyer, pastor of the Laurelwood Congregational Church, was elected moderator, and Rev. E. S. Bollinger, of the Highland Church, assistant moderator, at the opening session of the 62d annual meeting of the conference yesterday in the Pilgrim Congregational Church. H. G. Crocker was elected scribe. Rev. Luther R. Dyott was nominated as a member of the American board. Rev. A. R. Olds, of Washington, was elected corresponding member.

of Washington, was elected corresponding member.
Rev. J. J. Staub and Rev. Mr. Kantner spoke in the afternoon. Rev. Mr. Staub spoke on the subject: "The Message of This Conference to Oregon Congregationalism." He urged co-operation, encouragement of the brotherhood and the missionary movement. In speaking of the brotherhood be declared that he would rather give \$10,000 toward a gymnasium. A platform meettoward a gymnasium. A platform meet-ing last night was held; the confer-ence sermon was delivered by Rev.

ence sermon was delivered by Rev. Philip E. Bauer and the moderator appointed committees.

Rev. W. D. Ferguson will deliver an address this morning on "The Gains and Losses in Critical Study of the Bible."

Women's hour will begin at 3:30 P. M. Mrs. G. E. Paddack will speak on "Why Should We Have Women's Missionary Societies?" Other subjects and speakers will be: "Others? How Much Do You Care?" Mrs. William C. Kantner; Echoes From the Jublice Convention," Mrs. W. D. Palmer, Mrs. D. D. Clark and Professor Mary F. Faryham. The faculty and members of Pacific University will give a concert tonight and Rev. J. R. Kondell will speak on "Oregon Dry."

#### 11 SEEK ONE'S FREEDOM

Bootleggers in Jail Ask Release of One That He May Free All.

SPOKANE, Wash., Oct. 28.—(Special.)— Sheriff George W. Walker, of Nes Perce County, Idaho, and his force are accusd to peculiar requests from

There's not an ordinary garment in the lot. All are copies of Imported and Fifth Avenue styles at prices so low that you must see for yourself. Don't fail to see what we will offer you TODAY, FRIDAY AND SATUR DAY.



We cannot say too much in favor of these handsome Suits, but a long story is unnecessary. Undoubtedly every suit will sell, and sell quickly, therefore it is important that you get here early to secure one of these Suits, and save \$10.00 to \$15.00.

#### THE TOP NOTCH OF VALUE-GIVING REACHED

IN THIS THREE DAY GARMENT SALE IN OUR SUIT SECTION

A Purchase of 250 Suits for Women and Misses, Bought at 65c on the Dollar.

A Manutacturer's Loss, Your Gain.

Take advantage of It

We have divided the purchase into four lots. The prices placed on them have not been approached this season. The values are of intense interest to every woman in Portland and vicinity. Don't delay. Now is the time, and Portland Emporium is the place. SALE STARTS TODAY AT 8 A. M. and continues until closing time SATURDAY. Make your purchases while the sizes,

#### SECOND FLOOR TAKE ELEVATOR.

colors and fabrics are complete.



## LOT 1

At \$13.75 There are plain as well as diagonal All Wool Serges in black, navy and the much-sought-after shades of brown. Handsome mannish mixtures and broadcloths, too, in a varied array; 30 to 36-inch Coats, beautifully hanging Skirts, sizes 14, 16, 18 misses, 34 to 44 women's; actual \$25 to \$30 values,

\$13.75

## LOT 3

At \$21.45 The collection includes Suits of men's wear serges, in navy blue, grays and tans, in fashionable mixtures; basket weaves in brown and navy. We call your attention to the linings, either Skinner satin or yarn-dyed satin. New cut Coats with either plain gored or abbreviated hobble effect; actual \$35 to \$40 values,

\$21.45

## LOT 2

At \$18.35 A wonderful group-ing of Smart Fall Suits, 30 to 34-inch Coats; Skirts pleated or plain gored; Coats are satin-lined; choice of serges, cheviots and mixtures in black, navy, brown, tan and gray; also a full line of navy blue men's wear serges; actual \$30 to \$35 values,

\$18.35

At \$23.85 Choice of chiffon broadcloth, French serges, rough weaves, imported novelties, heavy diagonals and mannish Scotch woolens. The colors are black, navy and the new shades of tan and gray. Coats are either strictly tailored or elegantly trimmed with heavy silk braid. The newest cut Skirts; actual \$40 to \$45 values,

handed in today in the form of a signed petition caused even Jaller Gertje to catch his breath.

VISIT OUR MILLINERY DEPT.

in the County Jail, but one which was handed in the fall awaiting petition caused even Jailer Gertje to catch his breath.

The appeal came from the II Federal

prisoners confined in the jail awaiting the Nez Perce County Jail, respectfully petition the Hon. Gertje for the immediate release of J. R. Frazier, as he has promised if ilberated to spend his last promised if ilberated to spend his last goldsmith, J. O'Neill, 'Dad' Lyons, W. E. Pixley and Joseph Ladeil."

# KENTO

## YOU STILL HAVE A CHANCE

To get a business lot in KENTON at the 10 per cent discount, in blocks 39, 40 and 41.

These blocks have been off of the market for a long time, but are now ready for reservations.

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