

MAX COHEN LOSER IN APPEALS COURT

Portland Attorney's Case Decision Affirmed in Perjury Charge.

OTHER ACTIONS SETTLED

First National Bank of Portland Affirmed Judgment in \$8283.09

Suit Against Kendrick, Idaho, State Bank.

SAN FRANCISCO, May 4.—(Special.)

Twenty decisions were handed down today by the United States Circuit Court of Appeals, which opened for its May session in this city. In 19 of the opinions the judgment of the judges of the District Courts were affirmed, while in the 20th there was a reversal entered. Judges Gibber, of Portland, Erskine M. Ross, of Los Angeles, and William W. Morrow, of this city, were on the bench.

One of the cases which has attracted interest was the appeal of Attorney Max G. Cohen, of Portland, from conviction and sentence on the charge of subornation of perjury growing out of a white slave prosecution. Cohen was counsel for Jake Kronich, who was accused of having violated the Mann act in transporting a girl named Esther Wood from Cleveland to Portland. The attorney was indicted for inducing the woman to testify falsely at Kronich's trial. She had been inmate of unlawful houses at various places, and, according to the Government, Cohen told her to deny it all. Judgment of the lower court was affirmed.

The court upheld the action of Judge F. H. Rudkin, of the Eastern District of Washington, in setting aside the verdict of a jury in favor of M. C. Wood for \$500 damages against the Potlatch Lumber Company, of Potlatch, Idaho. Wood was injured by being hit on the head by a timber thrown by a fellow employe at the company's saw-mill.

Various judgments affirmed were as follows:

John L. Bisher, Jr., by J. L. Bisher, guardian, against Robert M. Betts, receiver of the Cornucopia Mines Company of Oregon, recovery of damages for personal injuries.

United States against the steamer Melville to collect \$300 fine for carrying too many passengers, lost by the Government, from District Court of Oregon.

Kendrick State Bank against First National Bank of Portland, for \$8283.09, verdict for defendant from Oregon.

Huaso-Chinese Bank against the National Bank of Commerce, Seattle, from Western District of Washington.

Henry W. Bassett, against Erickson Constellation Company, of patent, from Western District of Washington.

United States against Port Neer-Marsh Valley Irrigation Company for \$2481.30 damages for unlawful occupation of land on Indian reservation, lost by the Government.

ONE APPEAL REMAINS YET

Plea to Supreme Court Only Step Remaining for Max Cohen.

Max G. Cohen, Portland attorney, was found guilty of subornation of perjury, on appeal from the United States District Court here, in a decision announced in the Circuit Court of Appeals at San Francisco yesterday. Cohen's sentence was two years in the Federal prison at McNeil Island. There remains but one thing more for Cohen to do to escape serving the time, and that is to appeal to the Supreme Court of the United States, which the Government prosecutors here believe will not be done.

Cohen was found guilty June 5, 1913. The case in which it was shown he had suborned perjury was that of Jake Kronich, charged with white slavery, the testimony at Cohen's trial being that he persuaded Esther Woods to swear falsely that she had never led an immoral life. Later she changed her testimony, saying that Cohen had induced her to lie to save his client, Kronich. There was corroborative evidence of Cohen's guilt, another woman testifying to having been present when Cohen persuaded Esther Wood to testify falsely.

The Cohen case was the first that was prosecuted after District Attorney Reames took office last June, and he handled the prosecution. Cohen was defended by Attorney Ralph S. Moody. Before the Circuit Court of Appeals at San Francisco Cohen's case was argued by Thomas Mack and other San Francisco attorneys. This was in February last. Deputy District Attorney Robert H. Rankin conducting the case for the Government.

Cohen was tried and acquitted in Circuit Judge Morrow's Court on a charge of offering to dismiss a case, while acting as municipal judge. He was found not guilty because his offer had not been accepted, and therefore he had not been actually bribed.

Cohen is said to be in Southern California at present.

PRUNE PRICE IS SOARING

Offers of 7 1/2 Cents Made at Vancouver but Crop Is Short.

VANCOUVER, Wash., May 4.—(Special.)—The exceptional price of 7 1/2 cents per pound has been offered by local buyers for this year's crop of prunes, indications being that there will be a shortage.

A. A. Quarnberg, Government weather observer, and formerly district horticulture inspector, says that the prunes blossomed too early this year and that the crop will be spotted, owing to cold weather for two weeks following a warm spell. Some orchards will have nearly a full crop, while others will have practically none. It is estimated that about one-half of a general crop will be harvested this year.

OUSTED WOMAN HONORED

Mrs. Phoebe Hearst Fails to Approve Dismissal.

BERKELEY, Cal., May 4.—(Special.)—Indications that the abrupt dismissal of Mrs. Walter E. Magee from the women's physical culture department at the University of California, does not meet with the approval of Mrs. Phoebe Hearst, member of the board of regents for the university and its largest benefactress, are seen by friends of the deposed teacher in the fact that Mrs. Magee has been a recent guest at Mrs. Hearst's home, Hacienda del Pozo de Verona. Mrs. Magee was not only a guest of Mrs. Hearst but was the honored guest at a public reception given by the influential regent. The public manner in which Mrs. Hearst has shown her confidence and

friendship for the Magees is given much significance by the friends of the professor and his wife and to this is added a coolness between the president and faculty member of the controlling board. It is pointed out that gifts from the Hearst fortune have not been forthcoming with old-time frequency, and the fact is urged to substantiate what has long been an open secret that the president and Mrs. Hearst are not the close friends they once were.

At the office of the president of the university this morning, his secretary, Claire Torrey, said: "You may say for the president that he does not care to discuss the matter."

The dismissal of Mrs. Magee came to her without warning at the time she and her husband stated that, in ordinary courtesy, she should have been given an opportunity to resign. A protest from the students in Mrs. Magee's classes followed the action.

GOVERNOR STOPS FIGHT

RIVAL BIDDERS FOR OREGON LAKE BEDS NEARLY COME TO BLOWS.

Stand Land Board Gives Portland Men Ten Days to Provide Bond for \$50,000 in \$2,000,000 Deal.

SALEM, Or., May 4.—(Special.)—Governor West today prevented a fight between John L. Haak, of Portland, and Jason Moore, of New York, rival bidders for leasing Summer and Albert Lakes, Lane County. The men had words at a meeting of the State Land Board to consider the bids in the Governor's office and finally Mr. Moore invited Mr. Haak to "go outside with him and have it out." The men started toward the door, when the Governor seized Mr. Haak and said: "Go back to your seat. We won't have any fights around here. When there is any fighting to be done I'll do it. I have a monopoly on it here."

Mr. Haak sat down and before the meeting was over he and Mr. Moore resumed friendly relations. The Board agreed to give Mr. Haak and Samuel Connell ten days in which to give a bond of \$50,000 to prove their good faith. They have offered \$2,000,000 for the lease, payable out of the profits of the business at not less than \$50,000 a year. Mr. Moore, who represents New York capitalists, offered \$1,500,000 for the lease and \$250,000 for land, agreeing to give a bond of \$50,000. It is proposed to manufacture salts from the deposits of the lakes.

BOARD MEMBER STOOBEY

CHICAGOANS RELEASED FROM JAIL AFTER SIX HOURS.

Education Body Trustees Who Refused to Vote to Re-Elect Mrs. Flagg Promise to Be Good.

CHICAGO, May 4.—Eight members of the Board of Education, sentenced to 30 days in jail for refusing to obey a court order and recognize four members whose resignations had been accepted after they had refused to vote to re-elect Mrs. Ella Flagg Young as superintendent, were released tonight after six hours in custody when they promised to obey the order of the court.

The trustees filed a supplementary answer to the contempt petition in which they promised to permit the four ousted members to resume their seats on the board.

In the meantime the order committing them to jail for 30 days will be held in abeyance, according to an announcement of Judge Poell, in whose court the contempt proceedings were heard.

The terms of office of the four trustees to be reinstated will expire July 1. Friends of Mrs. Young expressed the fear that they would make another effort to effect her removal from the board.

CAILLAUX FIGHTS DUEL

HUSBAND OF WOMAN WHO SHOT FIGARO EDITOR AVENGED.

Ex-Minister of Finance Fires Into Air, While Opponent Twice Misses in Bloodless Revenge.

PARIS, May 4.—Joseph Caillaux, ex-Minister of Finance, and Fernand D'Aillières, Caillaux's opponent in the recent election to the French Chamber of Deputies, fought a bloodless duel today with pistols.

D'Aillières fired twice at his adversary, but neither shot found its mark. Caillaux fired in the air.

The duellists were placed 25 paces apart. The encounter took place in the Parc des Princes.

Referring to the killing last March of Calmette by Caillaux's wife, D'Aillières posted bills saying "clean electors will refuse to become accomplices in crime." Caillaux thereupon challenged him to a duel. The seconds of D'Aillières today decided that the dispute was not ended with the decision of the arbitrators that the incident was closed and they announced that the affair would be settled by a duel with pistols, each man to fire two shots.

Important to Know

—The great crowds that thronged this store all day yesterday are a mighty tribute to a business with fixed high standards of merchandising. We ascribe the wonderful success of this sale to two things:

- (1) Always maintaining the quality of goods we offer.
- (2) Months of preparation by a great organization.

—At noon yesterday, we had already equalled the largest business day in our history, with the crowds so large as to warrant the statement that the increase over all previous sales will be phenomenal. During the last few months we have purchased at under prices thousands of dollars' worth of merchandise for this

64th Annual Anniversary Sale

—Page after page of advertising in the Sunday papers told the story in part. As fast as advertised lots of merchandise are sold, new specials will take their place. Great quantities have been provided for the sale, and Tuesday will be another day of enthusiasm and excitement over merchandise offerings that are the talk of Portland.

To Out of Town Patrons

—Our "Pay Your Fare and Deliver Free of Cost to Your Home" Offer holds good for the entire week. Hundreds of men and women shoppers from "Down the Valley," "Up the Columbia," "Down the Columbia," up and down the East and West Side, took advantage of our liberal offer, and purchased needed merchandise at prices never before possible. Their expressions of satisfaction and appreciation were heard on every side.

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| On Purchases of \$5.00 WE PAY RAILROAD FARE and Deliver Goods Free to | On Purchases of \$12.50 WE PAY RAILROAD FARE and Deliver Goods Free to | On Purchases of \$20.00 WE PAY RAILROAD FARE and Deliver Goods Free to | On Purchases of \$30.00 WE PAY RAILROAD FARE and Deliver Goods Free to | On Purchases of \$40.00 WE PAY RAILROAD FARE and Deliver Goods Free to | On Purchases of \$50 WE PAY R. R. FARE and Deliver Goods Free to | |
| Burlington Hobrook Rocky Point Clackamas Vancouver | Shattuck Garden Home Metzger Tualatin Beaverton | Scappoose Warren Reedville Hillsboro Cornelius | New Era Canby Barlow Aurora | Houlton Dilly St. Helens Deer Island Knappa Ridgefield | Dallas Independence Brooks The Dalles Salem | Astoria Jefferson Chehalis Albany Corvallis and intermediate points. |

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