

JURY INSTRUCTED IN MAHONEY CASE

First Degree Murder or Acquittal Possible.

ARGUMENTS ARE BEGUN

Prosecution Pictures Prisoner as Cold-Blooded Plotter to Whom Money Was Everything.

SEATTLE, Wash., Sept. 30.—(Special.)—The case of James E. Mahoney, on trial charged with the murder of his wife, Kate Moore Mahoney, will go to the jury before 6 o'clock tomorrow night. Counsel on both sides have agreed to complete arguments before the dinner hour.

Judge Ronald, presiding, directed the jury at 3 o'clock today before the summation of the state began, to bring in one of two verdicts: guilty of murder in the first degree, or not guilty. If the defendant is found to have killed his wife, the jury will be required to decide whether the death penalty shall be inflicted.

For two hours Assistant District Attorney Patterson reviewed the state's case, building up a picture of alleged guilt with fact and fact as a mason builds a chimney. Patterson himself likened it to putting together the mosaic pattern of a child's puzzle, fitting the various queer-shaped blocks into a completed whole.

Satire Marks Argument. Through all the argument, which was not complete at 5:30 o'clock and judgment, ran a vein of satire and irony. He referred to the preparations for the murder as "the plans for the honeymoon."

"Jim Mahoney engaged a boat on Lake Union, telling the proprietor of the boat house that he and his partner wanted to use it perhaps to go fishing; that they had engaged a houseboat on the lake front for the summer," said the prosecutor. "Then his partner, arrived in a trunk—his life partner."

Vividly, he contrasted the plans Kate Mahoney made for the "big trip" to St. Paul with her husband and the defendant's own preparations, retelling the circumstantial story brought out by state's witnesses that Mahoney bought lime and a rope to tie up the trunk after Kate Mahoney "went on her journey."

Implications Are Sensational. Patterson made a number of implications of a sensational nature throughout his argument, the case against Mahoney.

The state will have three hours tomorrow in which to complete its summation. Prosecuting Attorney Douglas will take up the argument where Patterson leaves off. Last night Lee Johnston said he and his side, L. B. Schweibach, would require the five hours allotted to them to sum up for the defense.

In rebuttal today, the state scored impressively through the testimony of Gus C. Johnston of Wilmar, Minn., who said he was present on Friday, August 15, when Kate Mahoney and the defendant came to visit at the New Baker hotel, conducted by Mahoney's mother and sister. The defense has declared the visit in question took place on August 16, and that the missing woman was present at the hotel until 11 o'clock in the evening. The state charges Mahoney killed his wife between 8 and 9 o'clock on the evening of the sixteenth.

Visit With Woman Related. H. T. Robbins, who lives at the New Baker hotel, testified for the defense in the morning that he discussed gardening with Mrs. Kate Mahoney on April 15 when she came to call. Johnston fixed this discussion as on Friday night.

"I left the New Baker at about 1:30 P. M. on Saturday, going to the Frye hotel, and I did not see Kate Mahoney again," said Johnston.

The register of the Frye hotel was introduced to show that Johnston registered there on the afternoon of Saturday, C. S. Capling, chief clerk of the Frye, fixed the hour when Johnston registered at about 2 o'clock Saturday afternoon.

Johnston, who ranks with Alvin Jorgenson, the expressman who fled at the Mahoney apartment for a trunk, as a star state witness, has been under guard since his arrival in Seattle to testify on September 18. He returned from his home in Wilmar, Minn., after leaving the city on April 17.

Police Detective Assigned. Upon his arrival on that day he explained that persons attempted to call him on the telephone. Informed of this, Prosecuting Attorney Douglas directed the assignment of Detective Majewski of the police department, with orders to accompany Johnston everywhere.

After registering on September 18 Johnston said he changed his room on the advice of the police detective, and re-registered under the name of Brown.

"I did not want to be bothered by newspaper men trying to get me to say what my testimony would be," explained Johnston. "Mr. Douglas asked me if it would be embarrassing if a detective followed my quarters were assigned to keep me company."

"Were you in any sense under arrest?" was asked.

"No," said the witness. Defense counsel wanted to know if he believed anyone would attack him during his stay in the city.

All Fear Is Denied. "Were you afraid of me, or of Mrs. Kate Mahoney, Mrs. Johnson or anybody else?" Lee Johnston of the defense asked.

"I wasn't afraid, but I didn't want to be molested."

Captain of Detectives Tennant testified in rebuttal in the afternoon as follows: That Mrs. Johnson, the defendant's sister, stated in his office on May 22 that Mahoney and his wife left the New Baker hotel on Saturday night, April 16, at 9 o'clock and that Mrs. Kate Mahoney told him she last saw her son on Saturday, and did not see him again until his return from St. Paul.

Tennant was recalled to attack with his testimony the alibi set up for Mahoney by the defense.

When Assistant Prosecuting Attorney Patterson was compelled to close his argument at adjournment he had reached a point in his chronological history of Mahoney's movements from the time of his wedding until he was called to Captain Tennant's office on May 22.

Forgery by Woman Implicated. Mrs. Johnson, who has been one of the principal witnesses for her brother, was charged by implication with forging the name of Kate Mahoney on April 18 to a power of attorney giving Mahoney possession of his wife's property. He built up this accusation on the basis of Gus Johnston's testimony and the refusal of

Mrs. Johnson to state in court whether she had signed the instrument. "Johnston saw Mrs. Johnson getting ready to leave the hotel on the morning of April 16," he declared. "He heard her say she was going to go out to transact business dealings with apartments. Where else would she transact business on that afternoon except in the office of the notary, where at 4 o'clock the power of attorney was signed?"

When the prosecutor concluded, he dealt this parting blow: "How did Kate Mahoney get to St. Paul when Mahoney had in his possession the travelers' checks which were to defray the expenses of the trip? How is she living now without money? How is she getting on when everybody that can get hold of her stuff is taking it?"

UNIVERSITY ROLL LARGER
REGISTRATION OF 1884 IS REPORTED AT EUGENE.

Increase of 384 Students Over Last Year Is Announced by Oregon's Registrar.

UNIVERSITY OF OREGON, Eugene, Sept. 30.—(Special.)—Enrollment in the university this year is 1884, an increase of 384 over last year, according to the official figures issued today. The increase at the end of the fifth day of the term is 30 per cent greater than at this time last year.

Similar enrollment at the beginning of school last year was 1500, according to Carlton Spencer, registrar. It is certain that during the school year students studying with the university through its various departments, including every variety of work, will reach 5282.

The full campus enrollment, including medical students, is 2350. In the school of medicine in Portland are 150 students.

Enrollment in extension classes in Portland and other cities is not yet available.

Eight hundred and sixty persons are now enrolled for correspondence work through the extension division. As near as can be determined there will be 145 special students in the school of music, not registered in the university for credit. The figures for the summer term show that 542 students studied in Portland and 512 in Eugene.

MAN "SHOTS UP" HOUSE
Neighbors Terrorized and Possessors Reputed Moonshiner.

EUGENE, Or., Sept. 30.—(Special.)—Oscar (Zach) Parsons, who terrorized neighbors at Springfield early last night by "shooting up" his own house with a high-powered rifle. A hurry up call was sent to Sheriff Stickels and a posse drove over but Parsons was gone when they arrived.

The officers laid in wait until 3 o'clock this morning when they arrested Parsons on a charge of unlawful possession of liquor, but not until after he had threatened to shoot them, drawing his rifle on them. He was disarmed after a struggle. The officers say that prior to Parsons' arrival he had been in the county jail.

The neighbors say that he fired between 20 and 30 shots and the sheriff and his men found numerous bullet holes in the walls and doors. Parsons said that someone was trying to enter the house.

ROAD BLAMED FOR DELAY
Yakima Fruit Men Take Union Pacific to Task for Shortage.

YAKIMA, Wash., Sept. 30.—(Special.)—Failure of the Union Pacific Railroad company to furnish sufficient refrigerator cars to care for its quota of the apple movement now under way here was severely scored yesterday in a dispatch sent by the Yakima Valley Traffic and Credit association to H. M. Adams, vice-president of the road. The Union Pacific furnished 40 cars for the day to 84 by the Northern Pacific, but its cars short of the required 44, and its agents here said no additional cars were in sight for today.

M. A. Glen, representing the Northern Pacific, said his road would meet the needs of the shippers to the full extent of its available cars. The telegram to Mr. Adams called attention to the fact that the movement of 12,500 carloads of apples from the Yakima valley had just begun.

CONFERENCE IS ACCEPTED
(Continued From First Page.)

Worthington-Evans, Colonial Secretary Churchill and Home Secretary Shortt.

REPLY DECISION UNANIMOUS
Dail Eireann Gives Little Time to Note to Lloyd George.

DUBLIN, Sept. 30.—(By the Associated Press.)—Although the Dail Eireann cabinet sat for nearly three hours today and the members of the cabinet and Arthur Griffith did not leave the Mansion House until a late hour tonight, the discussion of the reply to the Premier Lloyd George's invitation to a conference occupied only a short portion of the proceedings which were devoted mainly to other business. Decision on the reply to the premier was unanimous, all argumentative points, by general consent, having been ignored.

Besides the full cabinet only Propaganda Minister Fitzgerald and Secretary Higgins were present at the meeting. Harry Boland of New York saw the leaders after the meeting and bade them farewell. He is returning to the United States.

During the day some telegrams from English sympathizers with the Irish cause were received. These urged the cabinet to accept Mr. Lloyd George's invitation without argument.

IRISH SUBSCRIPTION HALTS
Dail Eireann Representative in United States Acts.

CHICAGO, Sept. 30.—Stephen M. O'Mara, financial representative to the United States of the Dail Eireann, the Irish republican parliament, today announced that collection of funds in this country for the use of Ireland has been ordered stopped in preparation for the \$20,000,000 Irish loan campaign in November.

The only exception made is for the Irish relief committee, whose drive for funds is practically closed.

The order, Mr. O'Mara said, is not meant as any reflection on the purpose, diligence or integrity of the various relief associations that have been raising funds for Ireland, but is more in the way of preparation for the forthcoming campaign for the \$20,000,000 Irish loan, authorized by the Dail Eireann.

The loan campaign will start about November 15.

**All Seats
For The Fall
Fashion Show
Have Now Been
Reserved**

—The entire 5000 seating capacity of the Municipal Auditorium has been allotted to our patrons who requested seats by mail for the FASHION SHOW October fourth. Tickets so requested will be delivered on our Mezzanine Floor today, and

**All Tickets Must
Be Called For**

—It is requested that all guests be in their seats by 8:20.

Lipman Wolfe & Co.
Merchandise of Merit Only

WOERNLE LETTERS CLUB
EPISTLES TO BE USED IN ATTACK ON CITIZENSHIP.

Correspondence of ex-Consul of Austria to Figure in Court Proceedings.

SOUTH BEND, Wash., Sept. 30.—(Special.)—Letters on file in the county clerk's office here will be used in the trial of Joseph Woernle of Portland with a view to canceling his citizenship papers on the ground that he let Hans Boehm, the German spy, use passports issued to him, Woernle, on these papers. Woernle was then the Austrian consul in Portland and it appears from his letters on file here that he had a number of copies made of his certificate of naturalization and was very much distressed when he was refused further copies because it was discovered by Deputy County Clerk Gillies at the time that no certified copies of said certificate should ever have been made by a former county clerk for the reason that through an oversight the presiding judge, when he was admitted, had overlooked signing the original order. This request was made by Woernle June 14, 1916.

When it was refused, he replied, "I was indeed surprised to receive your letter containing your refusal to issue to me certificates of naturalization, since I have already received in the neighborhood of a dozen and never have had any trouble before in getting certificates. To deny me the issuance of a certificate will frustrate certain plans I have made and I am desirous of getting the certificate in order to receive my passport, which I cannot do without such certificate." Later Judge Rice signed the order which made Woernle's citizenship certificate valid.

He is under indictment from the circuit court grand jury in connection with the liquor found in the wrecked machine. His friends are firm in their belief of his innocence.

ROAD IS TO BE CLOSED
Oregon City-Canemah Route Shut on October 3 and 4.

OREGON CITY, Or., Sept. 30.—(Special.)—The road on the Pacific highway between Oregon City and Canemah will be closed for two days, October 3 and 4.

An order to this effect was issued today by the county court. The condition of the roadway which skirts the edge of the bluff from the Hawley mills to Canemah was found to be dangerous and the substructure and planing will be required.

During the time that the roadway is closed all traffic will be routed over the south end road. Detour signs will be posted at New Era, Canemah and Oregon City, directing traffic over the hill route while the repairs are under way.

He has worked up an enviable reputation among the citizens of Troutdale and his loss will be regretted.

Guardsmen Get Medals.
SALEM, Or., Sept. 30.—(Special.)—Two Salem men, Captain Tom Rilea, connected with the office of George A. White, adjutant-general, and Captain Harry Brumbaugh, secretary of the bonus commission, were decorated at ceremonies held at the armory here today. Presentation of the decorations was made by the adjutant-general. Portland men receiving the decorations included: Major Henry Hokeney, Major James E. Drake and Captain Fred Wahnke. The awards were for faithful service in the Oregon national guard.

Postal Assistant Guests.
TROUTDALE, Or., Sept. 30.—(Special.)—J. K. Hatfield, assistant postmaster at Troutdale for a number of years, has announced that he will finish his work there this week. Mr. Hatfield was assistant postmaster under his wife until her death August 21.

NEW MEXICO LAND BILL LAW.
SANTA FE, N. M., Sept. 30.—The constitutional amendment prohibiting aliens ineligible for citizenship from owning land was one of four amendments adopted at the special state election September 20, the official count today showed.

RALPH BAILEY ELECTED
SALEM BOY PRESIDENT OF OREGON FRESHMEN.

Class Votes to Furnish New Chief With Bodyguard to Preserve Him From Ducking.

UNIVERSITY OF OREGON, Eugene, Sept. 30.—(Special.)—Ralph Bailey of Salem was elected president of the freshmen class this afternoon when the new students met for the first time this year. Bailey defeated Joe Ellis of Eugene, who was out for the position of secretary. Geraldine Root of Portland, a graduate of Lincoln, was elected treasurer.

Dr. John Straub, dean of men and freshmen advisor, has attempted to instigate a new tradition among the freshmen. It has been customary in the past to duck the freshmen president.

Hazewood Candy
Maple Pecan Squares
A rich nougat cream rolled in the finest butter-scotch and covered with choice pecan halves.
\$1.00 per pound

Hazewood Special Chocolates
Unsurpassed "Hazewood Quality"
Rich cream centers filled with finest Oregon walnuts and coated with milk or bitter chocolate.
50c to \$3.00 per box

Hazewood Supreme Variety
A combination of chocolates and Homemade Specials.
\$1.25 per pound.

"The Sweetest Day in the Year"
NATIONAL CANDY DAY
Saturday, October 8.

The HAZELWOOD
CONFECTIONERY AND RESTAURANT
388 Washington St. 127 Broadway

Radiant masses of soft fluffy hair enhance the beauty of the girl who uses—
Newbro's Herpicide
Sold at all Drug & Dept. St.

Lipman Wolfe & Co.
Merchandise of Merit Only

**We're Completely Ready With the
New Suits
and Overcoats**

**Stein-Bloch
Langham
Anglotex**

—We're ready for the man who is about to cast aside his old garments in favor of fashionable new models.
—We're ready with the correct styles and the correct prices to pay for fine goods.
—New shipments are arriving and assortments are wonderfully varied in style and fabric.

For Men and Young Men
—Featuring suits and overcoats at \$35, \$40, \$45 to \$75.
Fifth Floor—Lipman, Wolfe & Co.

**More New Manhattan
Shirts for Fall
\$3.00, \$3.50, \$4.00, \$7.00**

**Franklin's Fashionknit
Ties in New Weaves for
Autumn, \$3.00, \$3.50, \$4.00**

Interwoven Silk Sox in Black, White and Colors, 75c
(WITH LISLE HEELS, TOES AND TOPS)
Just Inside Washington-Street Entrance—Lipman, Wolfe & Co.

THIS STORE USES NO COMPARATIVE PRICES—THEY ARE MISLEADING AND OFTEN UNTRUE

GOLDEN WEST
STEEL CUT
VACUUM PACKED
COFFEE
Closset
PORT

Hazewood Candy
Maple Pecan Squares
A rich nougat cream rolled in the finest butter-scotch and covered with choice pecan halves.
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Portland—Seattle