BIGGS TESTIFIES

(Continued From Pirst Page.)

Counsel for the defense then had the witness relate the conversation that he had with the various entrymen who had filed upon claims after receiving loans from Dr. Gesner. He said that they appeared before him; gave him number of the claims they were to file upon, and the names of their witnesses. He stated that he first read the affidavit to them, and while he was making a duplicate he insisted upon each and every entryman reading it Biggs testified that he remembered that B. F. Jones had told him that he had not signed a note, but that he expected to when he got his final proofs. He explained the reason why Jones first refused to sign a note and mortgage was because he did not want to sign them until he had something to show for the note and mortgage, Biggs also admitted having talked with Miss Maggie Glaze about a timber claim and said that he had told her -that he thought she could get the money from Dr. Gesner. He denied that he had told her she could get \$75 for taking up the claim, but said that he had explained to her that the least she could get for a good claim was \$500. Judge Bennett to the Rescue.

It was while the Government prosecutor was pressing the witness in regard to his own claim, that Judge Bennett came to with an objection. He had drawn from the witness that be had filed rest did. He stated that he had some money of his own, something over 1300, and that he had talked with Dr. Gesner about taking up the claim, and had exwhat money he had on hand for another matter. Dr. Gesner, he said, promised him a loan. Biggs said he had used his own money in making his filings, and had used the \$850, which he borrowed from Dr. Gesner in settling the other business matter. Biggs was in the midst of this explanation when the objection was made. Judge Bennett held that the witness could aborn himself, and Mr. Heney contended that it might throw a great deal of light on why he suborned other people. Judge De Haven sustained the objection, and the District Attorney took the witness up to the point of his statement when he said that he did not know was Boggs' mission. Mr. Heney

he did not know what Boggs' main object began, Mr. Heney recalled Dr. Gesner. Mr. Heney explained to counsel that he had made a mistake in the name of the man alleged to have held the conversation with Dr. Gemer, July 19, 1805, at the
Imperial Hotel. Instead of it being J. O.
Booth, of Grant's Pass, it was J. S.
Cooper, of Independence. Mr. Heney said
that the conversation took place at 8:20
A. M., and asked the witness if he remembered having talked with Cooper. Dr.
Gesner stated that he had talked with
Cooper, and said that he perhaps had told
him that he hoped to come out all right,
but he stated that he did not rememberhaving said that the witnesses who were
apparently testifying reluctantly, "knew
which side their bread was buttered on."

MARION R. BIGGS RECALLED

"No Harm in Intimation."

"Didn't he ask you if he could agree to
buy them?" "No, sir. He asked me if
he could make an intimation, and I told
him that there would be no harm in
that."

"You didn't know from all that, that he
wanted to buy those lands if he could get
them?" "No, sir, but I knew that he
would get them?" "No, sir, but I knew that he
couldn't you tell him that he couldn't
control them for that length of time:
that the men could sell their claims before that?" "No, sir."

"Didn't you tell him that it would be a
matter of suspicion for him to lend money
on the claims or to mortgage them when
there was a lot of them in the same place
and he lent the money on all of them?"

"No, sir."

"Was there an instruction received from man alleged to have held the conversa-

Defendant's Direct Examination Resumed by Mr. Wilson.

Marion R. Biggs was recalled to the stand when court was convened yesterday morning, and his direct examination was resumed by Mr. Wilson. The witness stated that he did not remember whether he got was held up by the Land Office. If he had given it elements also had been received such the land office. If he had the witness to take a more general had toold the witness for him. He had not taken notes for the receipts were received, and in many instances had not taken morts for the reason that the claims were held up by the Land Office and the first money paid had been returned.

Mr. Biggs did not remember of having ever told any one that Gesner was in the timber, and that they could find him there on a certain day, but he might have told some one who inquired that he had gone up there and might be found there. Neither did the witness remember that Hudson had told him that he had come at Gesner sand had told him that he had come at Gesner sand had told him that he had come at Gesner sand had told him that he had come in the sand to sand to do to took over the business.

The you say you didn't know what work longs was doing in your office up there?" "Yes. I didn't aim to state it that way."

You knew that he was interested with williamson and Gesner? "No. sir."

You dinn't know that? "No. sir."

You was the there attention to was that the part of the sand up there?" "Yes. I do not care to repeat such ville ian-morrace of the whole afflaction." "The sand the child the whole afflaction." "The sand the was entirely occurred to the had purposed to you think that is was entirely on the sand the first money paid to the witness remember the lad on the was the was an under the control of the land up there?" "Yes. I do not care to repeat such ville ian-morrace of the sand the distribution." "The sand the was entirely on the sand to the whole afflaction." The sand the they was a doing in your office was a distribution. The sand the first money paid the witness remember the had gone the was a dustribution. The remember the la

near as I can remember, I met Maggie Glaze on the street and was talking with her about taking timber claims. I told her at that time that the lowest estimate ever put on a timber claim, is on my knowledge, was \$500 and even at that a person could make about \$450 out of the transaction if the land was sold."

Frank Ray, so Biggs said, had met him on the street one day, just before the grand jury and after he had been subpensed, and had asked the witness what they would do with them when the case came before the jury. Ray had heard that all would be indicted who had borrowed money on the claims filed upon by them, and Biggs had told him that no indictment could be returned unless they had made contracts to sell with the man from whom they had secured the money to file.

The deferrse ended its examination of Mr. Biggs here, and Mr. Heney asked for the recall of Dr. Geener for a short time. Mr. Heney explained that he had forgotten to ask the witness a question when he was on the stand and would like to have permission to do so at this time. Dr. Gener took the stand.

A Talk With J. S. Cooper.

A Talk With J. S. Cooper. "Do you know J. S. Cooper, of Inde-pendence?" asked Mr. Heney. "I do," said

"Did you have a talk with him at the Imperial Hotel on July 10, early in the morning, and didn't a conversation somemorning, and didn't a conversation something like this take place: Didn't Cooper
say, 'Doc, how are things going? Them
fellows don't seem to want to tell everything, do they'? and to that didn't you
say, 'No, they are doing very well; they
dere not tell everything, as they know
which side of the bread their butter is
on'? Then didn't Cooper say to you, 'Weil,
Doc, I hope things will go all right with
you; it will make it better for all concerned'? And didn't you say, 'I think it
will; we will try hard, at least'?' "No,
str," answered Dr, Gesner, 'I don't remember that he said anything like that.
He might have said that he hoped everything would be all right, but the rest of
that I don't think he said."
"Do you know Boggs?" "Yes, sir."

"During July and August of 1956 was he
doing work for you and Williamson in the
office."
"Wasn't he engaged in selecting school
"Wasn't he engaged in selecting school

doing work for you and Williamson in the office of Biggs? "No, sir, not in the office of Biggs?" No, sir, not in the office of Biggs? "No, sir, not in the office of pour and Williamson in the Blue Mountain reserve?" No, sir."
"Wasn't he interested with Williamson and Gesner in taking up these lands?"
Tex, he was interested.

The defense objected to these questions, contending that it was not proper to bring in outside matters as relating to the case. Mr. Heney argued that he wished to show that Biggs had known what Boggs was doing in the office, though he had celled the signal of the terms of the office of the case. Mr. Heney argued that he wished to show that Biggs had known what Boggs was along in the office, though he had celled to show that Biggs had known what Boggs was all banked in office, though he had celled to show that Biggs had known what Boggs was all banked in which williamson was made payable to you? "And then you didn't see the long firm name? "No, sir."

Mr. Wilson asked the witness one question before he allowed him to step aside for the cross-examination of Biggs.

"Doctor, in the letter that you wrote to Feuerhelm," he asked "in which you said you would have to throw up the claims, what did you mean?" "That I wouldn't lend any more money on them."

Mr. Biggs was recalled for his cross-examination by Mr. Heney and told a part of his official history before the prosecutor began to refer much to the subject in question. Mr. Heney and told a part of his official history before the prosecutor began to refer much to the subject in question. Mr. Heney and told a part of his official history before the prosecutor began to refer much to the subject in question as he was able with the library at hand and had come to the commander of the subject in the subject in the first of the money to file out the timber land business with Gesner and the head.

"On or about March 15." Yes, I had some money on the law so far as he was able with the filling that he had.

"Gener told you suggest as hy way that fegure asked the witness if he meant this, and he qualified the statement by saying that

"No Harm in Intimation."

"Was there an instruction received from the Land Office by you that you couldn't appear as an attorney for an entryman?"
"No. sir."
When Policeman Patton was asked to repeat language applied to Patrolman and the particular thing that you were to Roberts by Mamie Parker, colored, he de-

Think this is a case where a fine to the same of the s

"Did you and your wife have an agreement about the grazing?" "I think it was understood, but there was no definite agreement made."
"You got the money back from the Land Office from the filings?" "Yes, sir."
"Did you turn it over to Gesner?" "Yes, sir."

"Did you turn it over to Gesner?" 'Tes, sir."

"Didn't you state in your affidavit that Gesner had advised you to relinquish?" 'Yes, sir."

"Did you write the answers to the questions put to your wife when she filed?" 'No, sir. It was Boggs. Sometimes he would write the questions." 'Did you know at the time you swore Mrs. Biggs that she said she had worked for a part of the meney and had borrowed a part!" 'Yes, and that was the truth?" 'Wasn't the mohey to pay for the filings of yourself and wife sent in a draft for 1266-25, which included the filing fees for a number of other cialmants?" 'Yes, sir."

for 1336. Is, which included the filing fees for a number of other claimants?" "Yes. sir."

"Will you swear that the draft was not bought by a firm check of Williamson, Wakefield & Gesner?" "No. sir. I won't say positively."

"Then if it was, the money was Dr. Gesner's" "I guess it was. But I might have given the money to Gesner."

"Now you have said that you never dreamed that Williamson was connected with this business?" "Did I say that?"

"I so understood you." "Well, I didn't know that Williamson was mixed up. I never noticed the signature."

"Do you mean to say that you got a check of that size and never noticed that long firm name at the bottom of it? Do you want the jury to believe that?" "Well. I might have looked at the figures, but I didn't pay any attention to the name."

"That check was made payable to you?"
"Yes, sir."

"And then you didn't see the long firm name? "No. sir."

Mr. Wilson took the witness for a short time.

"At the time you received those checks

"You considered that a fair answer?"
"Yes. That is about the most foolish question I ever heard."
"Did you suggest that answer to the other applicants? "No, sir."
"I suppose that they just happened to think of the same answer to the question all through?" "I don't know. I suppose some of them might have asked me what answer I put to the question, and then did the same."
"In that affidavit did you say that you did not know of any firm or corporation that was buying land up there?" "Yes, sir."

"Wasn't it generally known at that time that Gesner wanted to get the land to turblish range for his sheep?" "No. sir." Af this point the Judge announced that he would adjourn court until Monday morning at 10 o'clock.

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Haney.
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Il years are to be the rule in the future. Heretofore prosecutions have been insti-tuted only in cases where the girl had non attained to more than 15 years of

TOADYISM TO WEALTH.

Yale Professor Condemns Honors Paid Rich Students.

NEW HAVEN, Conn., July 15.—Dean attempt to save his father's fo wright, of the Yale academic department, in a report to President Hadley, says that one of the worst evils in Yale is the segregation of rich students in ex-pensive dormitories. He said:

pensive dormitories. He mid:
"Perhaps the most serious evil connected with this segregation of the wellto-do students is that it is bringing together, especially in the sophomore year,
those who aim to form the society sets. whose chief purpose in college is popularity and social recognition, and to whom, for this reason, the claims of scholarship become secondary.

"So many of the men who have been

members of the junior and senior societies have roomed in these sections that there is more or less prevalent a feeling that to

"If the social honors of college are to have any value, all men should have an equal chance to gain them. The Yale spirit of fairness is offended when honors are bestowed upon an inferior man, because of wealth or superior location, or the influence of friends has had an unfair advantage over his fellows."

change. This announcement was made Assistant District Attorney Paul Kr. Loday, who has been assigned by District Astorney Jerome to prosectue Ahle Mr. Post's complaint. The allegat against Ahle is that he attempted coerce Post into subscribing for a bedaling with New York, society, who was to be printed and sold to subscrib.

FRAUD AMONG CATTLEMEN

was filed by Deputy District Attorney weighs and overweighs by which they holder in the company, which publishes secured considerable money. Among the traders who so conspired with the weigh-masters, it is alleged in the indictment, were Cyrus Van, J. J. Miller, Henry Nichols, A. J. Judy and George M. Wright, partners under the firm name of Van &

Wright.

William A. Towers was the partner of George M. Casey, owner of the greatest herd of Hereford cattle in this country, and who died a year ago, following his failure for several hundred thousand dollars. Thomas M. Casey, the manager of the failed Salmon & Salmon Bank, at Clinton, Mo., who was recently charged with foreign the hank's variety.

BLACKMAIL SOCIETY MEN

pers Will Be Prosecuted.

NEW YORK, July 15.-Three prominent society persons have informed the District Attorney's office that, if their services are required, they will appear as complainants against Charles E. Ahle, of the Society Editors' Association, who was yesterday held in \$3000 bail for the grand jury on a charge of attempted blackmail lodged against him by Edwin M. Post, a member of the New York Stock Exchange. This announcement was made by Assistant District Attorney Paul Krotel Lodgy, who have hear assigned by District Lodgy. against Anie is that he attempted to coerce Post into subscribing for a book dealing with New York society, which was to be printed and sold to subscribers at \$500 per copy. Post alleges that Ahle told him that a scandalous story, involving his name, which was in the possession of a New York society publication,

Among the Accused.

At the time of Ahle's arrest the police found a list containing the names of many persons prominent. Socially. Opposite each name were figures representing sums ranging from \$500 to \$1000. Up to today, the present \$10000. Up to \$10000. Up to today, the present \$10000. Up to today, the head allow open \$10000. Up to \$10000. Up to today, the head allow open \$100000. Up to today, the head allow open \$100000. Up to today, the head allow open \$1000000. Up to today, the head allow open \$1000000. Up to today, the head

an'e Is to love children, and no home can be completely happy without them, yet the ordeal through which the expectant mother must pass usually is so full of suffering, danger and fear that she looks forward to the critical

hour with apprehension and dread. Mother's Friend, by its penetrating and soothing properties, allays nausea, nervousness, and all unpleasant feelings, and

so prepares the system for the ordeal that she passes through the event safely and with but little suffering, as numbers have testified and said, "it is worth its weight in gold." \$1.00 per bottle of druggists. Book containing valuable information mailed free. THE STANFOLD WHILATER CO., Atlanta, Sa.

holder in the company, which publishes Town Topics, a weekly paper, and asked permission to inspect the books of the company. He was informed that the books were in the custody of Treasurer Dantels, who had been instructed to consult counsel and that the latter would confer with Mr. Krotel next Monday.

Receiver for Devlin in Illinois. PEORIA, III., July 15.-Through an order issued by Judge J. Otis Humphrey, in the United States Court here, Walter Reeves, ex-Congressman of Streator, was with forging the bank's paper, is a son appointed a receiver of the Devlin proport George M. Casey, and it was in an erties in Illinois, to act in conjunction attempt to save his father's fortune that with J. E. Hurley and Cyrus Leiand, who

were recently appointed receivers of the Kansas properties.

cantile Company, the Toluca Electric Light Company and the Toluca Mercantile Company, had been declared bankrupts in Kensas, and that the affairs in Illinois are so badly mixed that a re

Dentist Guilty of Murder.

KANSAS CITY, Mo., July 15.—Dr. Louis Zorn, a dentist, who, in 1800, shot and killed Albert Secrist, his tenant, was to-day found suilty of murder in the second degree and sentenced to 17 years in the penitentiary. The murder was cold-blooded and unprovoked. Dr. Zorn, who is 50 years old, was wealthy and fought the case stubbornly.

COLUMBUS, O., July 15.—John F. Lip-



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