

BAILEY INDICTED AGAIN FOR LAXITY

State Dairy and Food Commissioner Among 13 Accused by Grand Jury.

4 PETITION SIGNERS HELD

Official Who Escaped Trial on Technicality Charged With Neglecting to Post Bulletins. Ellis Men Blamed.

SEVEN OF 13 INDICTMENTS ARE ANNOUNCED.

Of the 13 indictments returned by the county grand jury yesterday, the following were made public:

A. M. Cox, Chief of Police, for neglect of official duties.

J. W. Bailey, State Dairy and Food Commissioner, for neglect of official duties in failing to publish bulletins of his analytical tests.

Frank Davis, J. H. McCarthy, Charles Cleveland and C. A. Rowland, for forging names to Commission Ellis paying petition.

O. R. Blythstone, alias E. M. Roberts, for larceny from the store of Tull & Gibbs.

Kenneth Bridgman, for a statutory offense.

Anton Weber, for assault on C. G. Sandstone.

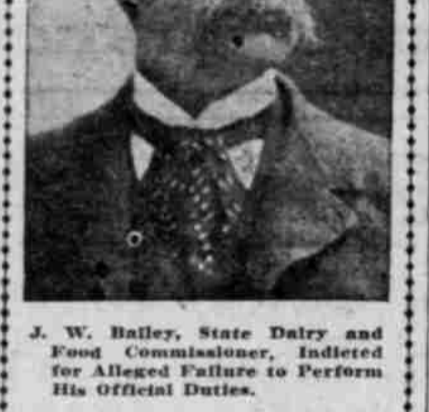
J. C. Mayer, for larceny of goods from the store of Olds, Wortman & King.

Clark, his stenographer since his illegal divorce had been secured. The decision of Judge Gantenbein was on a demurrer to the complaint filed by Mrs. Holton No. 1. It was decided by the court that Mrs. Holton, although a resident of Washington County, had a right to prosecute her suit for divorce from Holton in the local court.

Mrs. Holton related that she had married Holton in good faith, January 4, 1908, at Vancouver, Wash. Some time after the marriage, Mrs. Holton was told by her husband that Holton was not his true name, but that his name was Frank Sedgwick. In order not to prejudice the interests of the child that was expected at that time, it was decided by the Holtons that an effort should be made to legalize the marriage that might be void under an assumed name.

Mrs. Holton said that she had absolute faith in her husband, and when

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J. W. Bailey, State Dairy and Food Commissioner, Indicted for Alleged Failure to Perform His Official Duties.

he told her that if they obtained a divorce and remained living together following it the child would be made legitimate she believed him.

Accordingly a divorce was obtained by agreement and they continued to live together. Just after the beginning of this year, Mrs. Holton discovered that the husband from whom she had obtained a divorce had married his stenographer, December 22, 1910, although he continued to live with his first wife. She left him immediately and prepared to bring suit to set aside the divorce and to apply for a divorce for herself from Holton in a legal way.

The Holton divorce was declared illegal through a technicality and because of Holton's alleged deception of his wife.

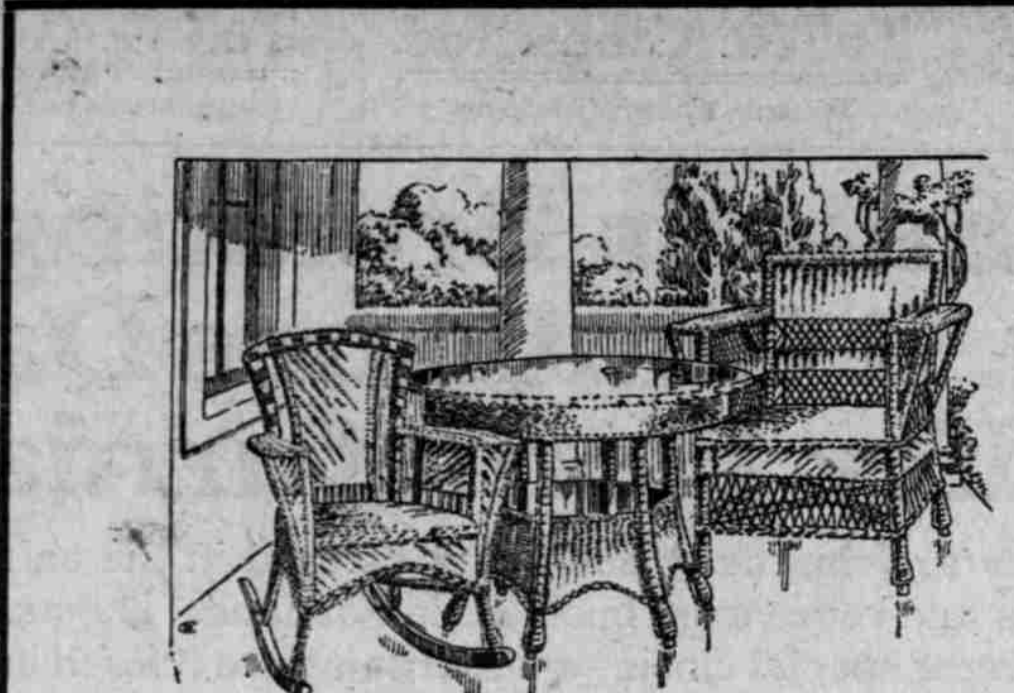
MR. DUNCAN TO BE HEARD

Greek Scholar to Give Free Series of Day Lectures.

Raymond Duncan, Greek scholar and exponent of Hellenic culture and art, will give a series of afternoon lectures on Greek art, life, gymnastics and music in the auditorium of Olds, Wortman & King, beginning with a talk on "The Religion of Greece" Monday afternoon at 2 o'clock. The series given is under the auspices of the Portland Women's Club.

Mr. Duncan in his second lecture Thursday afternoon will take up the Greek gymnastic system and will demonstrate the different movements with rhythmic studies. The third lecture will be an exposition of the Greek music system showing its relation to nature. The closing lecture will be on "Practical Philosophy" in which Mr. Duncan will indicate how the culture and art of ancient Greece may be used in modern life. Heretofore Mr. Duncan has given lectures of this nature at paid appearances only, but as he has decided to make Portland his home for the Summer he is willing to give a number of free lectures for the general public.

At the invitation of the School Board Mr. Duncan gave a series of lectures on the Greek ideals of education before the high schools. He delivered a lecture on the art of weaving before the Arts and Crafts Society yesterday. The largest audience ever gathered in the Art Museum heard the Greek scholar and more than 100 persons were unable to enter the building to hear the lecture so great was the crush.



Summer Furnishings

The out-of-door season is at hand. Porch and lawn are daily becoming more inviting. Doubtless you are already planning the purchase of the cool rough rugs, the light rockers, easy chairs or restful settees that make for Summer comfort. You will find our windows most suggestive. They are filled this week with new and beautiful Summer furnishings representative of complete and varied stocks. They contain some of the prettiest, most comfortable and most distinctive porch furnishings ever made.

Fiber-Rush Furniture is one of the novelties that will appeal to you if you care for comfort, elegance and economy. This furniture is hand made, very strong and durable, has a

hard, smooth finish, is impervious to moisture, is restful in color and comes in a wide range of clever and graceful designs. In price the chairs range upward from \$6, with rockers, tables and other pieces in proportion.

Imported and domestic willow and reed furniture is offered in scores of styles, in the natural color or stained to suit.

Solid oak porch chairs and rockers in dark green are offered at \$5.

A full line of the famous Old Hickory is shown at our usual prices.

Crex Rugs, Algerian Rugs, Kelto Rugs and many other weaves give you the widest choice in the selection of suitable floor coverings for the porch at prices as low as \$9 for the 9x12 size.



Fifth and Stark

J. G. MACK & CO.

Fifth and Stark

CHIEF COX QUILTS

Indicted by Grand Jury, Police Head Resigns.

DENIAL OF GUILT MADE

Accused Official Declares He Hastened to "Close" Portland and That No Jury Will Convict Him—Speedy Trial Asked.

(Continued From First Page.)

It is most difficult to handle the social evil and other vice problems, but at all times I have done as my judgment and conscience dictated and I leave the results to others to judge. A man occupying my position has so many things to contend with that one who does not have intimate knowledge of affairs in a police way has no idea how hard it is to cope with vice conditions.

"The social evil is a most difficult thing to handle. I have tried to keep disorderly houses closed at all times, but when you do that you are bound to scatter the inmates to all parts of the city. Then they will be found in various places—rooming-houses—and when the police attempt to secure evidence against them upon which to base complaints, they tell all kinds of stories. Some will say they are working as chambermaids and others that they are employed in some other capacity, and it is next to impossible to convict them. You can't arrest them simply because they have previously been known as inmates of disorderly houses; they plead that they have reformed and that they are entitled to protection on that ground. All manner of excuses are given and it is a most difficult thing for the police to overcome their statements.

Mayor Not Blamed.

"I have tried to enforce the orders given me by the Mayor when I was appointed and which he has given me from time to time ever since, and if I have failed, I shall not attempt to throw any of the blame upon him. I told the grand jury last November I was responsible for conditions, but they were good or bad; that the Mayor's orders were and always have been to keep the city clean, and that, if they found

anything wrong, to blame me for it. Now all I can say is that I feel a great wrong has been done me in this indictment. I have tried to do my duty and I don't believe a jury will ever be gotten together that will convict me on the indictment returned by the grand jury. I am mighty thankful that the word will not go out that I have been indicted for grafting, anyway. Whatever the outcome of the case may be, I shall feel that I have done my best and confidently look forward to speedy vindication."

Resignation to Be Accepted.

"The Chief's resignation will be accepted," said Mayor Simon, "because he offers it voluntarily and believes that in so doing he shows the proper spirit. He will insist upon a speedy trial, and will make a special appeal for this to Judge Gantenbein. I hope it will be granted and that the Chief will be vindicated. I cannot but feel that he has tried to do his duty, and I realize that the enforcement of the laws against vice are difficult."

Asked as to whom he will appoint in the place of Chief Cox, the Mayor said that he will name Captain of Detectives Moore, who is the senior in rank.

Moore Long on Force.

Captain Moore has served in the department since 1892, when he became a patrolman. In the Fall of 1899 he was appointed patrol sergeant, serving in that capacity until June 1, 1901, when he was promoted to the rank of captain. He commanded various reliefs at headquarters as a patrol captain until 18 months ago, when he was detached from the uniformed branch by order of Chief Cox and was given charge of the detective bureau. When the chief was absent on vacation last Summer, Captain Moore had command of the department.

Chief of Police Cox is one of the most widely known residents of Portland and is prominent in fraternal circles. He was connected with the old East Portland police force years ago and was appointed to the head of the Portland Police Department July 1, 1909, when Mayor Simon assumed the duties of Mayor.

OPEN DIVES BASE CHARGE

Chief Cox Indicted for Alleged Failure to Close 98 Places.

Admissions of grand jurors make it plain that the principal ground for the indictment of Chief Cox was the order of the Chief directing his officers to close disorderly houses. The jurors took issue on an admission that the places had been open, and proceeding upon that basis, with the added information extracted from many witnesses, found the indictment.

The alleged dereliction of which the Police Chief is accused is said to have occurred during and since last November, thus connecting the investigation just past with that conducted by the November and December grand juries. Those inquisitorial bodies made an indirect criticism of the police department and admonished the Chief to see that the restrictions were better enforced. It is for an alleged disregard of this order that Chief Cox must go on trial.

The indictment is as follows:

"A. M. Cox is accused by the grand jury of the County of Multnomah and State of Oregon, by this indictment, of the crime of willful neglect of official duty as imposed by law, committed as follows:

"Heretofore, to-wit, on the 15th day of November, A. D. 1910, and at all the time herein mentioned, at the City of Portland, in the County of Multnomah and State of Oregon aforesaid, the said A. M. Cox was and is the duly appointed Chief of Police of the said City of Portland, known as the principal officer of the police force of the said City of Portland, and at all the times aforesaid, and at all the times aforesaid, the said A. M. Cox, as such Chief of Police, and as commanding officer of the said police force, was charged, among other things, with the duty of using, exercising and causing to be used and exercised all proper, reasonable and effective means, and all means within his power, as such Chief of Police, for especially preserving the public peace and preventing crime in the said City of Portland, and for detecting and arresting offenders therein, and for carefully observing all houses of ill-fame and prostitution in the said City of Portland, and repressing and restraining all dis-

orderly conduct and practices therein, and for enforcing and preventing violation of the laws of this state in force in the said city; and such duty, as aforesaid, was at all times herein mentioned enjoined by law upon the said A. M. Cox as such public officer and Chief of Police, as aforesaid, and had under his command and subject to his orders, numerous captains, sergeants and patrolmen of police, and was vested with full and adequate power and authority as such public officer and police officer for the proper and efficient performance of such duty."

Here the indictment incorporates a list of 98 places which, it is alleged, were allowed to run within the city, being taken from the list submitted to the jury by Detective Maher.

Decision to indict the Chief of Police had not been reached by the grand jury at noon yesterday. A form of indictment had been drawn up two days before, but when the jurors took a recess for lunch they had not decided upon its disposition. While they were dispersed to take some definite action in the case, they were unable, it is said, to agree what form it should take, some of the jurors taking the stand that it would not be fair to make Chief Cox "the goat."

The report was scheduled for 2 o'clock, but at that hour the jury was still debating in its chambers. It was not until 2:30 o'clock that it rose and started for the Courthouse.

The Sheriff made no effort to serve the bench warrant last night, but will give Chief Cox an opportunity to surrender himself tomorrow morning.

Six months of intermittent upheaval are back of the report made yesterday. Beginning last November, the condition of the police department and the underworld has been more or less under investigation, and the retiring grand jury is the first that has wrestled with the case. At all times the Municipal Association has been a principal factor in keeping the subject alive, and at the outset specific charges of graft were made, which do not appear in the most recent proceedings.

After hearing many witnesses, the November grand jury adjourned with a statement in its report that it bequeathed the investigation to its successor. The December jury, in turn, took up the investigation, examined many underworld characters, and found 12 indictments against keepers of alleged disorderly places. In its report it made a criticism of the police department, though granting that the Chief of Police was handicapped in his efforts.

Prosecutions following the report of this jury were far fruitless, the accused diveskeepers escaping through jury disagreements, faulty indictments or other means, and from that arose the movement for the recall of District Attorney Cameron, which has been running neck and neck with the graft investigation, and to which has been ascribed by his enemies Judge Cameron's sudden activity in probing the police department.

Fifteen witnesses are listed in the indictment against Chief of Police Cox. They include police officers, newspaper men, one minister and several agents of the Municipal Association. The inquiry lasted nearly two weeks.

Among the witnesses examined were C. N. Rankin ex-police commissioner; Chief Cox, at his own request; Captains Slover, Moore, Bay and Bailey; Sergeant Riley, C. M. Senoaky, Rev. Delmer Trimble, G. E. Kellogg, W. G. MacLaren, Patrolman Johnson and Detective Maher.

CONVENTION IN PROSPECT

Lighting Association Officers Inspect Hotel Facilities.

Portland has a chance to secure next year the annual convention of the National Electric Lighting Association in

Lungs Declared Sound—Life Insurance Granted

We advertise Eckman's Alternative to tell those who have lung disease what has been done for me. On the evening of May 13, 1907, I had five hemorrhages from the lungs. My hemorrhages kept up for one week—I had twenty-eight in all. Spicic my left lung had also become affected. I started to take Eckman's the last of August 1907, and improved steadily. Since my recovery about a year ago, I was accepted for life insurance, after two examinations by a company that had previously rejected me.

(Signed Altidavi) CHAS. MORGAN, 1618 W. DuPont St., Philadelphia, Pa. Fuller check of above case on request. Eckman's Alternative is for Bronchitis, Asthma, Hay Fever, Throat, Lung and other leading druggists. Ask for booklet of cases, and write to Eckman Laboratory, Philadelphia, Pa., for additional evidence.

response to an invitation to the executive committee to make this city the next meeting place of the convention, John F. Giehrst, president of the Commonwealth-Edison Company, of Chicago, and William H. Blood, Jr., of Stone & Webster, of Boston, have arrived in Portland to investigate the hotel situation and to see whether accommodations are such as to take care of between 1000 and 1000 delegates.

It is believed that a favorable report will be made to the executive committee of the National Association.

They were shown about the city yesterday and in the afternoon were taken to Estacada by R. S. Josselyn, president of the Portland Railway, Light & Power Company, and the new power plant, being installed on the Clackamas River, was shown to them. They were guests last night of the Portland Commercial Club at a dinner.

Both Mr. Giehrst and Mr. Blood are enthusiastic over Portland, its rapid development and its climate.

Lake Huron holds a curious record in having more islands than any other lake. It has at least 2000.

FRANK H. LATHROP IS DEAD

Well-Known Portland Resident Is Stricken With Heart Failure.

Frank Hubert Lathrop, of 232 Jackson street, Portland, died at his home on Wednesday, April 26, of heart failure. He was 67 years of age. He was a traveling-passenger and agent of the Southern Pacific Railway. Mr. Lathrop had been a resident of Portland for a number of years. He was born at Berlin, Wis., February 29, 1858. He moved to Esterville, Emmet County, Ia., in May 1879, where he married Miss Mary Louise Jenkins in December 2, 1880. He was by occupation a farmer and merchant. He came to Portland in 1904, and engaged in the mercantile and estate business. Lately he conducted an orchard at Beaverton. He is survived by a widow, three sons and a daughter. They are Herbert A. Lathrop, assistant engineer of the Southern Pacific Company at Sacramento; James A. Lathrop, secretary to Assistant General Manager Buckley, of the O. W. R. & N. Company; Willis, Lathrop, attending school in Portland; and Miss Nellie Lathrop, teacher in St. Helen's Hall, Portland.

The funeral took place yesterday from the residence, the services being conducted by Dr. Luther B. Rogot.

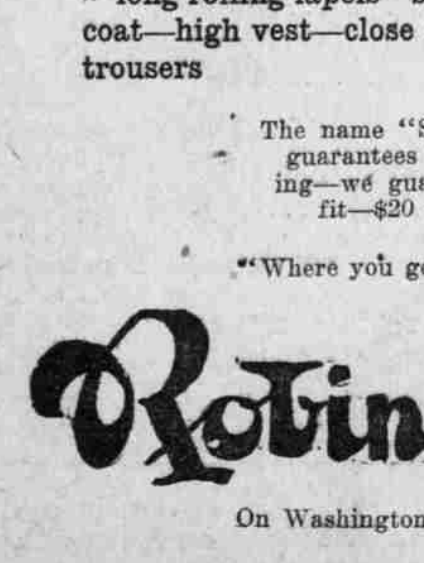
WEISER'S HOTEL RUSHED

New Five-Story Building Will Cost \$150,000 When Completed.

WEISER, Idaho, April 29.—(Special.)—Weiser's new Hotel Washington will soon be finished. The walls are now up to the top of the fifth story, and much of the interior work on the lower floors is completed. When done the building will be one of the finest in the state. The estimated cost of the building and furnishings is \$150,000. Seventy-five thousand dollars of this amount was subscribed by Weiser citizens.

The building has been leased for five years by an experienced hotel man, who will furnish the building at a cost of \$20,000. The hotel will have more than 100 rooms, in addition to which there will be three large store rooms. The entire fifth story of the building is to be reserved for the Weiser Commercial Club for its quarters. The rooms will be fitted up by the club in a manner that will make them second to none in the state. The contract calls for completion of the building by September 1, and it is thought the hotel will be opened to the public by January 1.

CHIEF OF POLICE, WHO WILL RESIGN, AND CAPTAIN OF DETECTIVES WHO WILL BECOME ACTING CHIEF.



A. M. Cox. J. T. Moore.

NASHVILLE OFFERS PRIZE

Sum of \$100 to Be Given Oregon Youth for Advertising Plan.

Mayor Simon received a telegram yesterday from the Nashville Industrial Bureau, the publicity committee of Nashville. The Nashville telegram says the city has \$20,000 to expend to advertise the city, and will give \$100 as a prize for the best plan to spend it submitted by May 30 by Oregonians under 18 years of age. The program follows:

We have \$20,000 to advertise Nashville. We want a bright youth under 18 to tell us how to spend it. We will pay \$100 for the best plan submitted. Please communicate this to the boys and girls of your city. Nashville has the lowest cost of living. The service rendered there in the South varied raw materials, cheap fuel, unwarmed, clean climate and a fertile surrounding country.

DECREE MAKES BIGAMIST

Frank Holton's Decree Set Aside After His Second Marriage.

Divorce proceedings in Washington County separating Frank Holton from Josephine Krebs Holton were declared void yesterday by Judge Gantenbein, and Holton awoke to find himself a bigamist as he had married Jean