

REED IN STRONG LANGUAGE

JUDGE FRASER IN FAMOUS CASE
ACQUITS LUMBERMAN OF FRAUD
—MR. REED DEFENDS HIMSELF
—WILL TAKE AN APPEAL—
—FOUNDED FOR BY BUSINESS MEN

In as strong language as was ever heard from the bench in this county, Circuit Judge Fraser arraigned W. I. Reed, president of the Rainier Lumber & Milling company, yesterday in deciding the motion of Cakes & Cakes for a fee claimed to be due from B. D. Sigler as receiver of the property over which Reed and Gardner K. Wilder have been in litigation. He accused Reed of trying to cover up his own wrong and asserted that he had been guilty of fraud and of swindling his partners.

A short time ago Reed filed an affidavit in the circuit court in which he accused Cakes & Cakes and Sigler of conspiring to defraud him.

After reviewing the suit at length and declaring that throughout all the court proceedings Reed had been guilty of making reckless charges, Judge Fraser used the following language:

"It is an old saying that a person who is constantly accusing others of dishonesty and imputing to others wrong motives should himself be watched. I know of no better illustration of the truth of that saying, for the evidence shows that from the beginning of this partnership, from its very inception, Mr. Reed has attempted to take unfair advantage of his partners. It appeared in the evidence in this case beyond any question that Mr. Reed, on behalf of himself and his partners paid \$10,000 for this mill property at the beginning, and that he told his partners he had paid \$15,000 and charged them \$7,500 for the half interest, in that manner cheating them out of \$1,500."

He continued by saying that while Reed had received \$22,500 from Wilder at the time the partnership was formed, the business had been conducted in such a manner that Wilder's interest is now worth only \$3,500.

"Aside from this transaction he swindled his partner out of \$2,500," said the court. "The evidence may not disclose any positive fraud, but inferences may be drawn from the state of the property in and out of the estate of the property when he took charge of it."

"In regard to the claim that the plaintiff has prevented the carrying out of the decree of the court for the sale of this property, that is another matter in which it appears that Mr. Reed has simply accused others in order to cover up his own wrong. It is the old story of 'Stop, thief!' This court knows, Mr. Reed knows, and everybody else connected with the case knows, that this estate would have been sold long ago but for the obstructive tactics of Mr. Reed himself."

Judge Fraser said he could not order the \$2,500 returned, because it had not been asked for in the pleadings. The pleadings did not contain any petition for the return of the \$2,500, because the evidence of Reed's act did not become known to the other parties to the suit until the case was on trial, when it was learned from witnesses.

He declared that if Reed tried long to keep the estate from settlement and to pile up expenses the court would try to find some method by which Reed would have to bear the expense himself, and not the estate.

Uses Strong Language.

In conclusion, Judge Fraser used the following language:

"I will say further that the only explanation I can make of this conduct of Mr. Reed, unless he is insane, absolutely insane, is that he started in this business with the intention of getting all the money of the Wilders, and because he could not get the whole of that \$22,500, because the court would not allow him to keep the remaining \$3,500 which he has not got, he became wild and furious, and has struck right and left without reason."

"That is the only explanation I can think of to account for his action in this matter. No one in this case, from the beginning to the end, has been shown to have been guilty of any disposition to cheat or to be unfair, except Mr. Reed, and he has been guilty of all of these things."

"Your petition will be allowed for \$250."

A large number of interested auditors were in court while the opinion was being delivered, and Judge Sears, who heard Reed was being severely censured, entered after Judge Fraser had spoken for about five minutes and interrupted the criticism of Judge Fraser and will carry it to the state supreme court. The documents on file will prove all my charges to be true."

Attorney Fenelon acted as counsel for Reed up to the time of the acquittal. He stated this morning that as the charges brought by Reed and the criticism of the court had to do only with the receivership he would not give out any statement. He admitted that up to the time of the receivership he did not believe Reed had received just treatment in every respect.

A signed statement by a number of well known business men has been secured by Reed in which it is declared that his reputation for truth and integrity is good, that he is regarded as a man of high standing in commercial circles and that the attack on his personal character is "an outrage and uncalled-for." The list of signers includes Manager L. E. Parker of Fairbanks, Morse & Co., John C. Reilly of Reilly & Sons company, Tatum & Bowen, Superintendent C. J. Wellman of Bradstreet's Commercial agency and J. Frank Watson.

CONFEDERATE REUNION.

(Journal Special Service.)

Nashville, Tenn., June 11.—The fourteenth annual reunion of the United Confederate Veterans is to be held in Nashville during the coming week. The advance guard is expected to put in an appearance tomorrow, and it is roughly estimated that at least 200,000 people will be here by the time the convention opens Tuesday.

Keely LIQUOR-MORPHINE-TOBACCO HABITS PERMANENTLY CURED FOR FULL PARTICULARS ADDRESS TRIPLETT BUILDING, PORTLAND, ORE.

ASTORIA SALOON MEMORANDUM "STOPS"

BOYCOTT JOURNAL BECAUSE IT
MADE STRONG FIGHT FOR LOCAL
OPTION AMENDMENT AND WAGED
WAR ON SALOON BOKES—ASSOCIATION HOLDS A MEETING.

(Special Dispatch to The Journal.)

Astoria, June 11.—Because The Journal has seen fit to lend its support to the local option proposal, and because it has made war on the saloon bokes that were filling brothels and wrecking scores of homes, the Cigar and Liquor Dealers' association of Astoria has declared a boycott on it. Of course, the cigar men have no complaint to offer against the course of The Journal, but the saloon men regard it as antagonistic to their interests, and therefore have decided upon the boycott.

The association met yesterday afternoon. A few minutes before the meeting the agent of The Journal was at the meeting place, but there was no intimation to him that The Journal was to be boycotted. Indeed, the agent did not learn of the matter until midnight, when the carriers reported that half a dozen saloon keepers had discontinued their subscriptions.

Suspecting that some action had been taken by the association, the agent called upon an up-town saloon man who had followed the editor of the association and asked whether or not the liquor dealers had taken any action that had prompted him to discontinue his subscription. He replied that he did not want the paper in his house, adding that he had no explanation to offer. The agent walked out. A short time later the two men met again. This time the saloon man was no so abrupt, but explained that he could do nothing else.

"I like The Journal and want to read it, but events have transpired which make it impossible for me to subscribe for the paper. I realize that the loss of a few subscriptions will make absolutely no difference to The Journal, and that the boycott will only have a tendency to reduce your earnings, but I am powerless to act as I wish to."

This statement was clearly enough an admission that the association had declared the boycott. Six of the saloon keepers stopped their subscriptions last night, and it is understood the other saloon subscribers will discontinue their subscriptions today. Only about 20 saloon men take The Journal, so the boycott will not materially affect the paper's circulation here.

MANY ARE INVITED TO MINING CONGRESS

Mayors of cities throughout the United States will receive invitations to attend the session of the American mining congress, which meets in this city next August. These invitations will come from both Mayor George H. Williams of this city and Col. Irwin Mahon, secretary of the congress. This morning 300 invitations were sent to eastern cities, and the first of next week 600 more will be mailed.

Colonel Mahon said this morning that he expected to send a personal invitation to the mayor of every city in the United States. He already has 900 names. The mayors are requested to send three delegates to the congress.

Gov. George Chamberlain recently sent invitations to the governors of the states and territories of the nation asking them to appoint 15 delegates each to attend the American mining congress. It is expected that within a few days the names of the delegates appointed will be received at the office of Secretary Mahon in a most rapid-fire fashion.

BUFFALO SHOW UNIQUE ATTRACTION

Two of the most popular visitors that ever made the trip to Portland are the pair of buffalo that are being exhibited in the big tent at Twenty-third and Washington streets. Though apparently averse to the attention that is being shown them, they are gradually becoming reconciled to the constant gaze of innumerable visitors.

There is a male and female buffalo in the party, and they are the property of Harry Young. The animals are from the Flathead reservation, where is maintained one of the only two private herds of buffalo in the country.

HORSE RUNS AWAY; DRIVER BADLY HURT

In a runaway accident at 9:30 o'clock this morning, H. F. Crowell, aged 52 years, was badly hurt. His left ear was torn nearly off and he was injured internally. He was removed to St. Vincent's hospital.

Crowell was employed by the City Hall bakery, as a driver, and was making the usual rounds this morning in the big team of horses owned by the city. While driving on the corner of Twelfth and Mill streets, his horse became frightened and he was unable to manage it, and was injured in the smash-up that followed.

WORKMAN KILLED BY FALLING TIMBER

While at work on the Weinhard building at 2 o'clock today, J. E. Hatch was struck by a falling timber, which fell from the sixth floor, and sustained injuries which resulted fatally. The timber hit him squarely on the head, crushing the skull. He lived about 45 minutes.

He was removed to Good Samaritan hospital, where he lay unconscious while the doctors worked vainly over him. Hatch had been working on the building for the past two months.

BAPTIST ASSOCIATION MEETS AT ROSEBURG

Roseburg, Or., June 11.—The Corvallis Baptist association will meet here with the First Baptist church of this city on June 16 of next week. The district is comprised of the churches in the counties of Douglas, Coos, Curry and part of Lane.

A suit has been filed by J. M. Martin against his wife, Nellie E. Martin. The complaint alleges adultery, but names no correspondent. The parties were married in Nebraska in 1898, but soon left for Oregon. The plaintiff asks for the care of their only child, a little girl of 6 years.

FAMILY REUNION IN PRISON CELL

G. A. HOCKENBERRY CANNOT FURNISH PEACE BONDS AND IS REMANDED—ESTRANGED WIFE AND CHILDREN DINE WITH HIM IN JAIL.

After taking the witness stand in the municipal court this morning and giving testimony which sent their father and husband to jail, on the charge of threatening to kill, he being unable to give peace bonds, Mrs. G. A. Hockenberry, the wife, Mrs. Lottie Warner, the daughter, and Ernest, the son, sent to a nearby restaurant and purchased a lunch for the husband and father, gathering about him while he partook of the meal in his cell at the city jail.

While the entire family swore that they feared him, they expressed great affection for him, and sorrowed over the necessity for his arrest. But to protect their lives, they declared, they were forced to have him arrested. He seemed greatly pleased to have his family with him, and for the first time in many years he had the opportunity to chat with his wife as he ate, for they have not lived together for 12 years.

After finishing the meal, the husband and father kissed his family good-bye and they left him in his cell. This afternoon he was removed to the county jail, being unable to furnish bonds.

Municipal Judge Hogue this morning bound G. A. Hockenberry over to keep the peace, and placed him under \$250 bonds. The defendant is the man who recently returned from hunting and trapping in the mountains and threatened to kill his wife because she refused to live with him.

Mrs. Warner, who is a daughter of Hockenberry, Mrs. Hockenberry herself and Ernest Hockenberry all testified that Hockenberry had threatened to kill his wife, and that he had a rifle with which to back his threats.

MISS PAFFRATH LEADS BY OVER 300

The vote for queen of the Federated Fraternal Mardi Gras and carnival, as counted last night at 11 p. m., was as follows:

Miss Margaret Paffrath	3,794
Miss Berrie Aaron	2,423
Miss Anna Simmons	2,411
Miss Anna Atkinson	2,002
Miss Lella Fowler	1,544
Miss Pearl Jones	1,480
Miss Mae Mason	1,027
Miss Fanny Hendee	1,006

A GENEROUS OFFER.

McCallen & McDowell, Third Street.

Merchants, to Aid Carnival Queen.

Always in the lead and always ever ready to give assistance to worthy enterprises, the popular firm of McCallen & McDowell announce that from now on until the close of the voting contest for carnival queen that they will give five votes with every dollar purchase until \$1,000 has been given away or until the contest ends. They place no restriction whatever, you get your ballot and can vote as you please. Besides this the best bargains on earth are offered you in exchange for your hard earned money. You are invited to call and make an inspection.

World's Fair Travel.

On June 16, 17 and 18 the Canadian Pacific will again place on sale excursion tickets to Chicago, St. Louis and all eastern points at very low rates.

A choice of routes is offered—double day train service—and an opportunity to travel by the "Imperial Limited," the crack train of the west.

ADDRESS PUPILS ON ADVERTISING

It has been estimated that twenty-five thousand school children in Portland were addressed yesterday afternoon by the business men who called at each school and told the students of the worth of writing to their relatives and friends in other states, telling them of the advantages of Portland and Oregon.

The children took a lively interest in all that was said, and with the characteristic energy of childhood, are already planning how they will carry out the plan to let other folks know that Portland is the finest city in the west; and is surpassed by no other city in the union, for that matter. The effect of the businessmen giving up their time to explain the advantages of Portland was fully appreciated by the youngsters.

At some of the schools special musical programs had been arranged. For Schools and speakers were assigned as follows:

High school, Col. C. U. Gantenbein, W. D. Fenton; Harrison, S. C. Spencer, Judge H. H. Northrup; Clinton Kelly, B. Lee Paget, C. M. Idelman; Chapman, R. B. Beckman, H. M. Cate; Conch, E. M. Brannick, W. W. Cotton; Atkinson, I. N. Fleischer, W. J. Clemens; Stephens, J. B. Bronaugh, A. H. Devers; Central, Lydell Baker, Thomas McCusker; Sunnyside, S. H. Gruber, John Gill; North Central, George W. Stapleton, A. G. Emmons; Holladay, J. E. Heselting, J. D. Lee; Williams Avenue, Col. Irwin Mahon, George C. Birrell; Highland, W. H. Chapin; Falling, J. Frank Watson, Tom Richardson; Thompson, Col. James Jackson, J. Thorburn Ross; Brooklyn, F. E. Beach, A. F. Tiff; Sellwood, George W. Hazen, E. G. Morrow; Almsworth, C. W. Nottingham, Dr. A. Leroy.

COLLEGE MEN BREAK RECORDS IN ST. LOUIS

(Journal Special Service.)

St. Louis, June 11.—At the stadium in St. Louis today 90 men, representing 10 colleges, participated in the college championship contests. The following are the results:

100-yard dash—Won by Martin of Indiana university; time, 0:10-1-5.

Half-mile run—Won by Schultz of Missouri university; time, 2:00-2-5.

Putting shot—Won by Hyde of Leland Stanford university; distance, 40 feet 10 1/2 inches.

40-yard run—Won by Kingsberry of Colorado university; time, 0:49-3-5.

120-yard hurdle—Shiedeler of Indiana university won; Landagan of Leland Stanford university second. Time, 0:18.

This beats the world's record by one fifth of a second.

220-yard run—Martin of Indiana won; time, 0:21-4-5.

1 mile run—Hearne of Purdue university won; time, 4:44.

MERRILL IS NOT ENTITLED TO LEASE

Circuit Judge Cleland rendered an opinion this morning, in which he held that Fred Merrill is not entitled to a two-year lease of the property at 105 Sixth street, recently sold for \$95,000, to S. Morton Cohn by Mrs. Caroline Bainbridge. Merrill wished to use the property for theatrical purposes.

In connection with this decision, the court held that Merrill, Cohn and Mrs. Bainbridge are also responsible for the payment of the bills incurred in building a wall on the property.

Trolley Trips Sunday.

Take cars of the O. W. P. at First and Alder up the Willamette, through Sellwood, Golf Links, Milwaukie, Oak Grove, Gladstone, Oregon City to Canandaigua Park, overlooking Willamette Falls. Round trip, covering 30 miles, for 25 cents.

Safe Bet.

From the Chicago News.

"What constitutes a gentleman?" asked the very young man.

"That is hard to say," replied the sage from Sagville, "but it's a pretty safe bet that the man who says he is a gentleman isn't."

APPROVE FINDINGS OF COURTMARTIAL

SEVERAL IMPORTANT TRIALS AT VANCOUVER BARRACKS HAVE BEEN COMPLETED AND ACCEPTED BY REVIEWING AUTHORITY—BURIED WITH MILITARY HONORS

(Special Dispatch to The Journal.)

Vancouver, Wash., June 11.—The general court-martial at Vancouver have completed several important trials, the results of which have been published after approval by the reviewing authority.

Under the name of Bert Adams this man of many aliases was serving time under sentence of a general court-martial at Fort Sheridan, Ill. He broke arrest while there and succeeded in making his escape, afterwards joining the army of the United States under another name. Each time he re-enlisted he deserted shortly after. In fact it seemed to be his hobby to join the army whenever he was badly in need of clothing and money.

He was sentenced to be dishonorably discharged and imprisoned at Alcatraz island. The sentence will be carried up whenever he is caught.

Two other cases disposed of by the general court-martial are Private Charles Cove, Twenty-sixth battery field artillery, who was found guilty of using irreputable and threatening language to a sergeant of his battery.

The other is that of Private Leon Von Avery, Twenty-sixth battery field artillery, who was found guilty of losing clothing through neglect, and sentenced to be confined at hard labor for 30 days and forfeit to the United States \$5 of his pay.

TROOPS PASS KALAMA AHEAD OF SCHEDULE

(Special Dispatch to The Journal.)

Kalama, Wash., June 11.—The Twenty-sixth battery of field artillery passed through Kalama yesterday, en route to American lake, about half a day ahead of the original schedule time. The battery left Vancouver barracks at 7 o'clock Thursday morning and marched 27 miles the first day, according to the record of the odometer, including crossing the Lewis river on a ferry that could only hold six horses and one gun at a load. It required two hours to make the crossing. Considering the slippery condition of the road and that the men were in heavy marching order, this was a good march.

The Twenty-sixth battery is composed of Captain Hawthorne in command, First Lieutenant Allen and 104 men. The hospital department consists of Surgeon Morse, six ambulance corps men, one ambulance and the company veterinarian. Six 3.2-inch breechloading rifles and six caissons are included in the complement, and it requires 108 horses and mules to haul the field-pieces and supplies.

This is the last battery to go from Vancouver barracks to American lake this year to take part in the maneuvers in July.

The Eighth battery is two days in advance on the way. There yet remain two battalions of the Nineteenth regiment of infantry at the barracks, and they will follow in a few days, leaving only a few soldiers at Vancouver during July.

BIG HOP SHIPMENT.

(Special Dispatch to The Journal.)

Kalama, Wash., June 11.—Ed Patterson of Okequa, in the northern part of Coville county, is loading his 1903 crop of hops today for shipment to Waterbury, N. Y. He has 550 bales from 65 acres sold at 22 cents a pound, amounting to \$23,000.

The cost of production was about \$9,000, which leaves \$14,000 net profit for the year. Mr. Patterson has 71 acres in hops this year that are in prime condition, looking better than last year's plants at this time.

CUT THIS OUT. WORTH \$10 IN CASH FOR AN ORGAN.

6-11-04 Journal #5030.

\$10 Ellers Plano House Advertising \$10
Test and Closing Out Sale

This Coupon will be received at Ellers Plano House, No. 351 Washington St., Portland, and is good for the first or cash payment of **TEN DOLLARS**

Toward the purchase price of any one of our parlor organs during our advertising test and celebration sale.

NOTE.—We agree to accept this Coupon exactly the same as cash on any parlor organ during this sale. Monthly or weekly payments for the balance may be arranged to suit the convenience of the buyer. Delivery of the instrument will be made immediately or at any time in the future.

RENDERS OPINION ON EXEMPTION LAW

ATTORNEY-GENERAL CRAWFORD'S DECISION WILL HAVE CONSIDERABLE WEIGHT IN NEXT ELECTION—HIGH SCHOOL COURSE—MINING DEVELOPMENT COMPANY

(Special Dispatch to The Journal.)

Salem, Or., June 11.—Attorney General A. M. Crawford yesterday rendered an opinion which will have considerable weight in the next election, both in Salem and also in the entire state. As is well-known the law providing for exemption of household goods to the amount of \$300 passed at the special session of the legislature was declared void on account of an error, and all household goods and other property is now assessed at its full value. The tax rolls are not yet completed and are in the hands of the assessors of the several counties, and consequently many people whose property was assessed on account of there being no exemption, have never before been voters at a school election, and their names do not now appear as legal voters. The question of the right of these people to vote at the next school election was submitted to the attorney general by Superintendent Ackerman. The opinion is as follows:

"In accordance with your request for my opinion of the 8th inst., on the following question: 'Is a person entitled to vote at any school election in June, 1904, who has property in the district assessed in May or June, 1904; provided such person has all the other qualifications for a voter at such election?' permit me to say that I am of the opinion that such a person is entitled to vote at such school meeting or election."

"In my opinion, the assessment for the current year is the last county assessment, as far as the particular person is concerned who has been assessed by the assessor for that year, and the fact that the assessment roll is not yet made up in form for the sheriff should not disfranchise the voter at any meeting or election in the school district. If he were required to wait until the roll is fully made up, which might not be until six months after the assessor had actually made the assessment of the property in any particular school district, the provisions for 30 days' residence in the district would be increased to six months, and this is evidently not the intention of the law."

High School Course.

There is a movement on foot in Salem to add a high school course to the curriculum of the public schools of the city. At present only the ninth grade is taught, and the policy of the present board of directors is to keep the school within its present pretensions, but the issue is not concurred in by all the voters of the district, and at the school election, to be held on June 20, the question of high school or no high school will be one for the legal voters to decide. Along this line, a petition is being circulated, and numerous signatures, asking A. A. Lee to allow his name to appear on the ticket as a director, as he is outspoken in favor of high schools.

School Money Loaned.

Clerk of the State Land Board G. G. Brown has received word from the several agents of the board that 26 loans have been placed during the past month aggregating the sum of \$30,475, bearing interest at the rate of 6 per cent.

Disappointed in Love.

Oswald Bloss, aged 35 years, was yesterday brought to the insane asylum from Douglas county. He was a resident of Gardner, a native of Germany.

Imperial Limited Service.

With the inauguration of the "Imperial Limited" fast train service, June 16, the Canadian Pacific will have double daily train service.

This up-to-date train service not only incurs a cutting down of time, but the use of modern equipment, of which the standard pleasure and tourist cars are second to none operated in this country.

Adopted Moral Plan.

J. P. Rogers, one of the saloon-keepers of Salem, who owns four such places of business, was yesterday fined \$10 and costs, amounting to \$15.00, in the case of each saloon, for having kept open on Sunday. The total fine and costs amounted to \$60. Mr. Rogers sprung a surprise on the officials by refusing to pay, and was locked up in the county jail. He then tendered the amount of one fine less \$2, earned by serving one day in jail. This was repeated three times, and he escaped by paying \$24 instead of \$60. The costs were thrown on the county, but a judgment is held against him for the amount.

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